

Information Sought:

1. वर्ष 2023 एवं 2024 में की गई समस्त डीपीसी (ओरिजीनल/सप्लीमेंटरी/रिव्यू) की नोटशीट की प्रति मय डीपीसी मिनिट्स उपलब्ध करवाएं।
2. मेरी अधीक्षक पद पर पदोन्नति ना करने के संबंध में लिखी गई समस्त नोटशीट की प्रति।
3. मेरी अधीक्षक पद पर पदोन्नति ना करने का समूचित कारण स्पष्ट करने संबंधी दस्तावेजात की प्रति।
4. यदि मेरी पदोन्नति के विरुद्ध कोई सीट रिजर्व की गई हो तो उसकी सूचना प्रदान करें।
5. मेरी अधीक्षक पद पर पदोन्नति ना करने या अधीक्षक पद की पदोन्नति प्रभावित करने के संबंध में किसी प्राधिकृत अधिकारी या विभाग/बोर्ड द्वारा कोई स्पेसिफिक आदेश दिया गया है तो कृपया उसकी भी प्रति उपलब्ध करवाएं।

Information Provided:

"Copies of required documents viz. Original/Review/Supplementary DPC's held in the year 2023 & 2024 i.e., dated 29.08.2023, dated 04.09.2023, dated 11.09.2023, dated 28.12.2023, dated 05.06.2024 and dated 26.11.2024 regarding promotion from the grade of Inspector to Superintendent, are enclosed herewith. Further, 2 more DPC's were held in the year 2024 (one for extending benefit of reservation to PwBD candidates & another for vacancy year 2025), the minutes of Meeting & note-sheets of the same can't be provided as the select panels are not exhausted yet."

OFFICE OF THE PRINCIPAL COMMISSIONER
CGST & CENTRAL EXCISE, JAIPUR ZONE, JAIPUR

Minutes of the Supplementary Departmental Promotion Committee / Original Departmental Promotion Committee held on 04.09.2023 for preparation of year wise select panels for regular promotion to the grade of Superintendent, Group "B" in Level-8 in Pay Matrix Rs. 47600/- to 151100/- from amongst the Inspectors in Level-7 in Pay Matrix Rs. 44900/- to 142400/- for filling up 2 UR additional regular vacancies for the vacancy year 2022 (01.01.2022 to 31.12.2022) and 39 vacancies (26 UR + 9 SC + 4 ST) including two vacancies reserved for PwBDs (one for deaf & hard of hearing and other for blindness & low vision) for the vacancy year 2023 (01.01.2023 to 31.12.2023)

Present:

(S/Shri)

- | | | | |
|----|--|-------|----------|
| 1. | Mahendra Ranga,
Chief Commissioner,
CGST & Central Excise (JZ),
Jaipur | ----- | Chairman |
| 2. | Chetan Kumar Jain,
Principal Commissioner,
CGST & Central Excise
Commissionerate, Jaipur | ----- | Member |
| 3. | Sumit Kumar Yadav,
Additional Commissioner(CCU),
CGST & Central Excise
Commissionerate, Jaipur. | ----- | Member |

The DPC comprising of the aforementioned officers, has been informed vide self contained note that following Supplementary DPC/Original DPC for preparation of year wise select panels for promotion to the grade of Superintendent, Group 'B' for the vacancy years 2022 and 2023, have been held :

Sl. No.	Supplementary DPC/Original DPC	Vacancy Year	No. of Vacancies				Detailed Note at
			UR	SC	ST	Total	
1.	Supplementary DPC	2022	2	0	0	2	Part-I
2.	Original DPC	2023	26	9	4	39	Part-II

PART - I

FOR SUPPLEMENTARY DPC FOR FILLING UP 2
UR VACANCIES FOR THE VACANCY YEAR 2022:

1.1 In terms of DoPT's O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, a original DPC was held on 27.09.2022 (**reviewed on 29.08.2023**) for promotion to the grade of Superintendent, Group 'B' for filling up 16 vacancies (15 UR + 1 ST) for the panel/vacancy year 2022.


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1.2 As informed vide self contained note, Supplementary DPC for promotion to the grade of Superintendent, Group 'B' has been held for filling up 2 UR vacancies for the vacancy year 2022.

2.1 In terms of para 6.4.2 (i) of the DPC guidelines read with DoPT's O.M. No. 22011/2/2014-Estt. D dated 30.01.2015 regarding procedure for filling up further vacancies in the same year and conduct of supplementary DPC, vacancies due to death, voluntary retirement, new creations, etc. clearly belonging to the category which could not be foreseen at the time of placing facts and material before the DPC. In such cases, another meeting of the DPC should be held for drawing up a panel for these vacancies as these vacancies could not be anticipated at the time of holding the earlier DPC. If, for any reason, the DPC cannot meet for the second time, the procedure of drawing up of year wise panels may be followed when it meets next for preparing panels in respect of vacancies that arise in subsequent year (s).

2.2 In terms of para 6.4.3 of the DPC guidelines regarding service records to be scrutinized while preparing year wise panel, for the purpose of evaluation, the merit of the officers while preparing year wise panels, the scrutiny of the records of service of the officers should be limited to the records that would have been available had the DPC met at the appropriate time.

3. As per the Recruitment Rules, 2019 forwarded by the Ministry under letter F.No.A-12018/10/2012-Ad.II (B) dated 26.08.2019, the post of Superintendent Group 'B' is to be filled up by the **selection method** and Inspectors with 2 years regular service and have successfully completed 2-4 weeks training as prescribed by the Department, are eligible to be considered for promotion to the grade of Superintendent Group 'B'. In terms of para 3.4 of DOPT's O.M. No. 35034/7/97-Estt.(D) dated 08.02.2002, the **bench mark** for promotion in selection posts below the pre-revised pay scale of Rs. 12000-16500 (Revised as Rs. 15600-39100 + Grade Pay of Rs. 7600 and further revised as level 12 in Pay Matrix Rs. 78800 to 209200), is '**Good**' and the DPC shall grade the officer as '**Fit**' or '**Unfit**' only w.r.t. the bench mark of 'Good' only. Those who are graded as '**Fit**' shall be included in the select panel prepared by the DPC in order of their inter-se-seniority in the feeder grade.

4.1 Shri Dally Gill, Inspector (Adhoc Superintendent, Group 'B') has not been taken in to consideration for regular promotion to the grade of Superintendent, Group 'B' for filling up the vacancies for the vacancy years 2022 & 2023 due to the reasons as mentioned in the para 2.1 of Part-I of self contained note.

4.2 Shri Manoj Kumar Bairwa (SC), Inspector has not been taken in to consideration for promotion to the grade of Superintendent, Group 'B' for filling up the vacancies for the vacancy year 2022 due to the reasons as mentioned in the paras 2.2 to 2.4 of Part-I of self contained note. One post reserved for the SC category has been kept vacant for Shri Manoj Kumar Bairwa (SC), Inspector.

5. In terms of the DoP&T's O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, **the crucial date of eligibility is 1st January, 2022 for the Vacancy Year 2022.**

6.1 The position of reservation roster in the grade of Superintendent, Group 'B', for filling up 2 vacancies for the vacancy year 2022, is as under :-

Category	Posts earmarked	Working	Vacancies
Unreserved	330	328 (including 14 SC and 22 ST selected on own merit before 30.09.2016)	2
SC	63	62	1*
ST	31	31	Nil
Total	424	421	(-) 3*


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* One SC category post is to be kept vacant for Shri Manoj Kumar Bairwa (SC), Inspector.

6.2 The Ministry vide letter F.No. A-10A60/42/2021-Ad.II.B dated 17.06.2022 has forwarded DoPT's OM dated 17.05.2022 issued under F.No. 36012/1/2020-Estt. (Res.II) regarding reservation in promotion to Persons with Benchmark Disabilities (PwBDs). As per the said OM dated 17.05.2022, four percent of vacancies for promotion to the grade of Superintendent, Group 'B' shall be reserved for PwBDs. As per the roster prepared for the Persons with Benchmark Disabilities (PwBDs), point numbers 17 to 18 have been utilized for filling up 2 vacancies reserved for the PwBDs in the grade of Superintendent, Group 'B' for the vacancy year 2022 and these both points are unreserved.

7.1 The DoP&T vide O.M. No. 22011/2/2002-Estt. (D), dated 06.01.2006 has prescribed the normal and extended zone of consideration. Further, the DoPT vide O.M. No. 22011/2/2014-Estt.(D) dated 30.01.2015 had decided that **(i) the zone of consideration, in case of holding supplementary DPC, shall be fixed as per the DoPT's aforesaid O.M. dated 06.01.2006 keeping in view of total number of vacancies arising in a particular vacancy year i.e. vacancies accounted in Original DPC + additional vacancies becoming available subsequently during the same year. (ii) the eligibility list for supplementary DPC shall be prepared by removing the names of all such officers who have already been assessed by earlier DPC as fit, unfit or placed in the sealed cover by the original DPC before placing the same for consideration by the supplementary DPC.**

7.2 There were 16 vacancies of Superintendent, Group 'B' for the vacancy year 2022 and **23 Inspectors have already been assessed** for promotion to the grade of Superintendent, Group 'B' by the Original DPC held on 27.09.2022 (**reviewed on 29.08.2023**) from the normal zone of consideration, out of which 14 Inspectors were found '**FIT**' for promotion and 9 Inspectors were found unfit or findings were kept in the sealed covers in terms of the DoPT's O.M. dated 14.09.1992. Further, two Inspectors (1 PH-OH + 1 ST) who were assessed from the extended zone of consideration have also been found '**FIT**' by the said DPC/Review DPC. The aforesaid 16 officers (14 + 2) who were found fit and selected by the said DPC dated 27.09.2022 (reviewed on 29.08.2023), have been promoted to the grade of Superintendent, Group 'B' vide this office Estt. Order No. CCU-32/2023 dated 01.09.2023.

7.3 As discussed in above para 7.2, total 23 officers have already been assessed from normal zone for filling up 16 vacancies for the vacancy year 2022. Further, supplementary DPC, has been held for filling up 2 UR vacancies for promotion to the grade of Superintendent, Group 'B' for the vacancy year 2022. Hence, there are total 18 vacancies (16 already filled up + 2 unfilled) in the grade of Superintendent, Group 'B' during the vacancy year 2022. In terms of DoPT's aforesaid OMs dated 06.01.2006 and 30.01.2015, the normal zone of consideration for 18 vacancies is 30 (1.5 X 18 vacancies + 3). Since, 23 officers who are falling in the normal zone of consideration of 30 officers for the vacancy year 2022, have already been assessed by the earlier DPC dated 27.09.2022 (reviewed on 29.08.2023), therefore, 7 Inspectors (30-23 already assessed) have been taken into consideration for Supplementary DPC for filling up 2 unreserved vacancies for the vacancy year 2022.

8. The DoP&T, New Delhi vide its O.M. No. 22011/5/86-Estt. (D), dated 10.04.1989 issued guidelines for DPC.

- In term of para 6.2.1 (a) of the DPC guidelines, the DPC should consider CRs for equal number of years in respect of all officers consideration for promotion subject to (c) below.


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- In term of para 6.2.1 (b) of the DPC guidelines, the DPC should assess the suitability of the employees for promotion on the basis of their service record and when particular reference to the CRs for the five preceding years irrespective of the qualifying service prescribed in the service/Recruitment Rules.

- In term of para 6.2.1 (c) of the DPC guidelines, where one or more CRs have not been written for any reason during the relevant period, the DPC should consider the CRs of the years preceding the period in question and if in any case even these are not available, DPC should take the CRs of the lower grade into account to complete the number of CRs required to be considered as per (b) above. **If this is also not possible, all the available CRs should be taken into account.**

- In term of para 6.2.1 (e) of the DPC guidelines, the DPC should not be guided merely by the overall grading, if any, that may be recorded in the CRs but should make its own assessment on the basis of the entries in the CRs, because it has been noticed that sometimes the overall grading in CR may be inconsistent with the grading under various parameters or attributes.

- As per para 6.4.1 of the DPC guidelines regarding preparation of year wise panels by DPC where they have not met for a number of years, where for reasons beyond control, the DPC could not be held in a year (s), even though the vacancies arose during that year (or years), the first DPC that meets thereafter should follow the following procedures:-

Determine the actual number of regular vacancies that arose in each of the previous year (s) immediately preceding and the actual number of regular vacancies proposed to be filled in the current year separately.

(ii) Consider in respect of each of the years those officers only who would be within the field of choice with reference to the vacancies of each year starting with the earliest year onwards.

(i) Prepare a 'Select List' by placing the select list of the earlier year above the one for the next year and so on.

- In terms of para 6.4.3 of the DPC guidelines regarding service records to be scrutinized while preparing year wise panel, for the purpose of evaluation, the merit of the officers while preparing year wise panels, the scrutiny of the records of service of the officers should be limited to the records that would have been available had the DPC met at the appropriate time.

- **In terms of para 6.4.4 of the DPC guidelines regarding promotion with only prospective, promotion will be made in the order of the consolidated select list, such promotions will have only prospective effect even in cases where the vacancies relate to earlier year(s).**

- **As per para 17.10 of the DPC guidelines regarding date from which promotion are to be treated as regular, the general principle is that, promotion of officers included in the panel would be regular from the date of validity of the panel or the date of their actual promotion, whichever is later.**

9 (i). In terms of the DoP&T, New Delhi's O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, the APARs for five years i.e. **2019-2020, 2018-2019, 2017-2018, 2016-2017 and 2015-2016**, have been taken into consideration for the vacancy year 2022 (1st January 2022 to 31st December 2022).


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9(ii) The Vigilance / Non-Vigilance status, Gradation Chart of five years **2019-2020, 2018-2019, 2017-2018, 2016-2017 and 2015-2016** for the original DPC for the vacancy year, 2022 and penalty statement in respect of Inspectors under consideration, have been examined by the DPC.

10. The DPC find that as per the Superintendent of Central Excise, Recruitment Rules, 2019 issued vide G.S.R. No. **249 dated 05.08.2019**, forwarded by the Board under letter F.No. A-12018/10/2012-Ad.IIB, dated 26.08.2019, the post of Superintendent, "Group B" is to be filled up by the "**Selection Method**". In terms of para 3.4 of DOPT's O.M. No.35034/7/97-Estt. (D), dated 08.02.2002, the bench mark for promotion in selection posts below the pre-revised pay scale of Rs. 12000-16500 (Revised as Level-12 in Pay Matrix Rs. 78800-209200), is '**Good**' and the DPC should grade the officer as 'Fit' or 'Unfit' only w.r.t. the bench mark of '**Good**' only. Those who are graded as 'Fit' are included in the select panel prepared by the DPC in order of their inter-se-seniority in the feeder grade. As per the criterion adopted by the DPC for making selection, **the candidates whose grading in all 5 ACRs are at least 'Good' without any adverse remarks, have been graded as 'Fit'**. The candidates whose grading are less than 'Good' in these 5 ACRs or with any adverse remarks in any ACR(s), have been graded as '**Unfit**' for regular promotion to the grade of Superintendent, "Group B". Further, the candidate who is undergoing the penalty period has been graded as '**Unfit**' after taken into account the circumstances leading to the imposition of the penalty and general service record of the officer.

11(i). On the basis of the said criteria for making selection for promotion to the grade of Superintendent Group "B", the recommendations of this DPC for regular promotion to the grade of Superintendent, Group 'B' for filling up **2 Unreserved** regular vacancies after keeping a vacancy of SC category for Shri Manoj Kumar Bairwa (SC), Inspector for the vacancy year 2022, are as under: -

Supplementary DPC for Vacancy Year, 2022

A) Normal Zone of Consideration

S. No.	Name of Inspector (S/Shri)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
1.	Devesh Kumar Sharma	Gen	09.07.88	01.06.16	FIT
2.	Ram Niwas Yadav	OBC	16.06.91	09.05.16	FIT
3.	Arvind Singh Shekhawat	Gen	08.08.88	25.05.16	Not considered for want of UR category vacancy.
4.	Gaurav Kumar Singhal	Gen	11.07.90	19.05.16	-do-
5.	Vinod Kumar	OBC	31.07.90	17.06.16	-do-
6.	Sanjay Saini	OBC	18.08.71	15.10.14	-do-
7.	Arun Kumar Soni	OBC	10.08.89	07.06.16	-do-

11 (ii). On the basis of the above recommendations, the following **select panel** is drawn for regular promotion to the grade of Superintendent, Group 'B' for filling up **2 unreserved** regular vacancies after keeping a vacancy reserved for SC category for Shri Manoj Kumar Bairwa (SC), Inspector for the vacancy year 2022 : -

S. No	Name of Inspectors (S/Shri)	Category	Date of Birth
1.	Devesh Kumar Sharma	Gen	09.07.88
2.	Ram Niwas Yadav	OBC	16.06.91

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PART – II**ORIGINAL DPC FOR FILLING UP 39 VACANCIES (26 UR + 9 SC + 4 ST) INCLUDING TWO VACANCIES RESERVED FOR PWBDs (ONE FOR DEAF & HARD OF HEARING AND OTHER FOR BLINDNESS & LOW VISION) FOR THE VACANCY YEAR 2023:**

1. As informed vide self contained note, in terms of the DoP&T, New Delhi's O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, an original DPC for promotion to the grade of Superintendent, Group 'B', has also been convened for preparation of panel for filling up 39 vacancies(26 UR + 9 SC + 4 ST) including two vacancies reserved for PwBDs (one for deaf & hard of hearing and other for blindness & low vision) for the vacancy year 2023.

2.1 Shri Manoj Kumar Bairwa (SC), Inspector has not been taken in to consideration for promotion to the grade of Superintendent, Group 'B' for filling up the vacancies for the vacancy year 2023 due to the reasons as mentioned in the paras 2.2 to 2.4 of Part-I of self contained note. One post reserved for the SC category has been kept vacant for Shri Manoj Kumar Bairwa (SC), Inspector.

2.2 Shri Sanjeev Kumar Mittal, Inspector has also not been taken in to consideration for promotion to the grade of Superintendent, Group 'B' for filling up the vacancies for the vacancy year 2023 due to the reasons as mentioned in the para 1.1 of Part-II of self contained note. One unreserved post has been kept vacant for Shri Sanjeev Kumar Mittal, Inspector.

2.3 S/Shri Vijay Kumar Dhuriya and Karan Kumar, Inspectors have also not been taken in to consideration for promotion to the grade of Superintendent, Group 'B' for filling up the vacancies for the vacancy year 2023 due to the reasons as mentioned in the para 6.2 of Part-II of self contained note. Since, names of S/Shri Vijay Kumar Dhuria and Karan Kumar, Inspectors are figuring at Sl. No. 51 & 54 i.e. beyond the 26 unreserved vacancies, therefore, no post of Superintendent, Group 'B', has been kept vacant for them.

3.1 The category-wise position for filling up aforesaid total 39 vacancies in the grade of Superintendent, Central Excise, Group 'B' for the vacancy year 2023 as per the Post Based Roster, is as under :-

Category	Posts earmarked	Working	Vacancies
Unreserved	330	303 (including 13 SC and 19 ST selected on own merit before 30.09.2016)	(-) 27#
SC	63	53	(-) 10 *
ST	31	27	(-) 4
Total	424	383	(-) 41

Note: # One UR post is to be kept vacant for Shri Sanjeev Kumar Mittal, Inspector

***One vacancy reserved for the SC category in the grade of Superintendent, Group 'B' which is to be kept vacant for Shri Manoj Kumar Bairwa (SC), Inspector.**

In view of the above, out of total 39 vacancies (41-2) of Superintendents, 26 vacancies are unreserved, 9 vacancies are reserved for the SC category and 4 vacancies are reserved for the ST category.

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4. As per the Recruitment Rules, 2019 forwarded by the Ministry under letter F.No.A-12018/10/2012-Ad.II (B) dated 26.08.2019, the post of Superintendent Group 'B' is to be filled up by the **selection method** and Inspectors with 2 years regular service and have successfully completed 2-4 weeks training as prescribed by the Department, are eligible to be considered for promotion to the grade of Superintendent Group 'B'. In terms of para 3.4 of DOPT's O.M. No. 35034/7/97-Estt.(D) dated 08.02.2002, the **bench mark** for promotion in selection posts below the pre-revised pay scale of Rs. 12000-16500 (Revised as Rs. 15600-39100 + Grade Pay of Rs. 7600), is 'Good' and the DPC shall grade the officer as '**Fit**' or '**Unfit**' only w.r.t. the bench mark of 'Good' only. Those who are graded as '**Fit**' shall be included in the select panel prepared by the DPC in order of their inter-seniority in the feeder grade.

5. In terms of the DoP&T's O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, **the crucial date of eligibility will be 1st January, 2023 for the Vacancy Year 2023.**

6.1 The Ministry vide letter F.No. A-10A60/42/2021-Ad.II.B dated 17.06.2022 has forwarded DoPT's OM dated 17.05.2022 issued under F.No. 36012/1/2020-Estt.(Res.II) regarding reservation in promotion to Persons with Benchmark Disabilities (PwBDs). As per the said OM dated 17.05.2022, four percent of vacancies for promotion to the grade of Superintendent, Group 'B' shall be reserved for PwBDs. As per the roster prepared for the Persons with Benchmark Disabilities (PwBDs), point number 19 to 57 have been utilized for filling up 39 vacancies in the grade of Superintendent, Group 'B' for the vacancy year 2023 and out of which, point no. 26 and 51 are reserved for the deaf & hard of hearing and blindness & low vision respectively.

6.2 No Inspector belongs to category of deaf & hard of hearing and blindness & low vision is available in the normal as well as extended zone of consideration for filling up 39 vacancies for promotion to the grade of Superintendent for the vacancy year 2023. Therefore, two posts of Superintendent reserved for the category of deaf and hard of hearing and blindness and low vision, have been kept vacant and carried forwarded to the subsequent year as per para 13.1 of the DoPT's aforesaid OM dated 17.05.2022. In the subsequent year, if a PwBD of required category is not available, the reservation can be exchanged with the other categories, so that post can be filled by a person with other category of disability, if possible. If a PwBD candidate of other category is within the zone of consideration and within the number of vacancies available, he cannot be denied promotion on the grounds of disability. If it is not possible to fill up the post by reservation even in the second year, the post may be filled by a person other than a PwBD and the reservation shall be carried forward for two subsequent recruitment years, where after it shall lapse.

7. In terms of DOPT O.M. No. 22011/2/2002-Estt (D) dated 06.01.2006, 62 Inspectors available in the normal zone of consideration and 20 Inspectors (12 SC + 8 ST) available in the extended zone of consideration have been taken in to consideration for promotion to the grade of Superintendent, Group 'B' for filling up vacancies reserved for the SC/ST categories for the vacancy year 2023.

8.1 The DoPT vide O.M No. 36012/16/2019-Estt. (Res.) dated 12.04.2022 has issued the instructions (regarding Reservation in promotions – procedure to be followed prior to effecting reservation in **the matter of promotions** by all departments of the Central Government) in pursuance of judgement dated 28.01.2022 of the **Hon'ble Supreme Court** of India in the case of **Jarnail Singh** and Ors. V Lachhmi Narain Gupta and Ors. The para 2 of the said O.M. dated 12.04.2022 is reproduced as under:


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"2 In the judgement dated 28.01.2022, the Supreme Court has set out the conditions that are to be satisfied by the Government for the purpose of implementing the policy of reservations in promotions. These conditions are:

- (i) Collection of quantifiable data regarding inadequacy of representation of Scheduled Castes and Scheduled Tribes;
- (ii) Application of this data to each cadre separately; and
- (iii) If a roster exists, the unit for operation of the roster would be the cadre for which the quantifiable data would have to be collected and applied in regard to the filling up of the vacancies in the roster.

This judgement currently holds the field.

1. All the Ministries/Departments are required to ensure that the above conditions are complied with before implementing the policy of reservation in promotions and carrying out any promotions based thereon.

2. For this purpose, all Ministries/Departments are also required to ensure the following:

- a. In terms of DoPT OM No. 43011/153/2010-Estt (res.) dated 04.01.2013, the Liaison Officer shall ensure that the reservation rosters are strictly maintained as per the instructions/guidelines, laid down in DoPT OM No. 36012/2/96-Estt (Res.), dated 02.07.1997.
- b. In order to ensure maintenance of efficiency of administration, the DPC shall carefully assess the suitability of the officers, being considered for promotion.
- c. The appointing authority shall issue the appointment/promotion orders only after satisfying itself that the conditions mentioned in paragraph 2 and sub para (a) & (b) of this paragraph have been fully complied with.

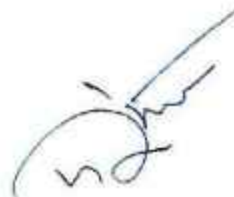
3. Since the **Jarnail Singh** batch of cases is pending in the Supreme Court of India, any promotion order shall be subject to further orders that may be passed by the Supreme Court in the said batch of cases.

4. All Ministries/Departments are requested to urgently bring these instructions to the notice of all their attached/ subordinate offices as also the Public Sector Undertakings and Statutory Bodies etc. for adherence and strict compliance."

8.2 The reservation rosters for promotions have been maintained as per the instructions/guidelines as laid down in DoPT OM No. 36012/2/96-Estt. (Res.), dated 02.07.1997. The C&AG vide Circular No. 9/NGE//98 No. 108/NGE. (App.)3/97, dated 23.01.1998 had issued clarification of doubts in DoPT's O.M. No. 36012/2/96-Estt. (RES.), dated 02.07.1997 in consultation with the DoPT. As per doubt No. 5 of the said circular dated 23.01.1998, "**own merit**" concept is not applicable in promotions.


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In view of the aforesaid instructions, if any reserved category candidate is selected for promotion to the grade of Superintendent, Group 'B', he/she will be adjusted against the reservation. In case, there is no reserved vacancy and reserved category candidate is selected on the basis of his/her seniority, he/she will, however, get promotion but will be adjusted in future when relevant reserved category vacancy will arise in the grade of Superintendent, Group 'B'.

9.1 As per para (2) of the DoP&T's O.M. No. 22011/4/91-Estt. (A), dated 14.09.1992, in respect of the Government Servants – (a) **who are under suspension**, (b) **to whom a charge-sheet has been issued and the disciplinary proceedings are pending**, and (c) **against whom prosecution for a criminal charge is pending**, the DPC shall assess their suitability along with other eligible candidates without taking into consideration the disciplinary case / criminal prosecution pending. The assessment of the DPC, including 'Unfit for promotion' and the grading awarded by it will be kept in a sealed cover.

9.2 The paras 6, 7 & 8 of DoPT's O.M. No. F.No. 22034/4/2012-Estt. (D) dated 02.11.2012 regarding comprehensive review of instructions pertaining to vigilance clearance for promotion, are reproduced as under :

"6. When a Government servant comes under a cloud, he may pass through three stages, namely, investigation, issue of charge-sheet in Departmental Proceedings **and/or** prosecution for a criminal charge followed by penalty / conviction or exoneration / acquittal. During the stage of investigation prior to issue of **charge-sheet in disciplinary proceedings or prosecution**, if the Government is of the view that the charges are serious and the officer should not be promoted, it is open to the Government to suspend the officer which will lead to the DPC recommendation to be kept in sealed cover. **The sealed cover procedure is to be resorted to only after the charge-memo/charge-sheet is issued** or the officer is placed under suspension. The pendency of preliminary investigations prior to that stage is not sufficient to adopt the sealed cover procedure.

7. The law on sealed cover based on the judgment of the Apex Court in Union of India v. K.V. Janakiraman, etc. [AIR 1991 SC 2010] is by now well settled. The O.M., dated 14.09.1992 confined the circumstances for adopting sealed cover to the three situations mentioned in Para. 2 of the said O.M. Even after recommendation of the DPC, but before appointment of the officer, if any of the three situations arise, the case is deemed to have been kept in sealed cover by virtue of Para. 7 of the O.M., dated 14.09.1992.

8. As regards the stage when prosecution for a criminal charge can be stated to be pending, the said O.M. dated 14.09.1992 does not specify the same and hence the definition of pendency of judicial proceedings in criminal cases given in Rule 9(6)(b)(i) of CCS (Pension) Rules, 1972 is adopted for the purpose. The Rules 9(6)(b)(i) of CCS (Pension) Rules, 1972 provides as under :-

"(b) judicial proceedings shall be deemed to be instituted-

(i) in the case of criminal proceedings on the date on which the complaint or report of a Police Officer, of which the Magistrate takes a cognizance, is made."

10. In terms of para 7 (g) of DOPT's OM No. 22011/4/2007-Estt (D) dated 28.04.2014 readwith para 13 of the DPC guidelines, in accessing the suitability of the officer on whom a **penalty** has been imposed, the DPC will take into account


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the circumstances leading to the imposition of the penalty and decided whether in the light of general service record of the officer and fact of imposition of penalty, the officer should be considered for promotion. The DPC, after due consideration, has authority to assess the officer as 'unfit' for promotion. **However, where the DPC considers that despite the penalty the officer is suitable for promotion, the officer will be actually promoted only after the currency of penalty is over. As per para 7 (i) of the said DoPT's O.M. dated 28.04.2014, while there is no illegality in denying promotion during the currency of the penalty, denying promotion in such cases after the period of penalty is over would be in violation of the provisions of Article 20 of the Constitution.**

11 (i). In terms of the DoP&T, New Delhi's O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, the APARs for five years i.e. **2020-2021, 2019-2020, 2018-2019, 2017-2018, and 2016-2017**, have been taken into consideration for the vacancy year 2023 (1st January 2023 to 31st December 2023).

11 (ii) The Vigilance / Non-Vigilance status, Gradation Chart of five years **2020-2021, 2019-2020, 2018-2019, 2017-2018, and 2016-2017** for the original DPC for the vacancy year, 2023 and penalty statement in respect of Inspectors under consideration, have been examined by the DPC.

12. All other related instructions and rules & regulations as mentioned in Part – I above, are also applicable for promotion to the grade of Superintendent, Group 'B' for filling up the 39 vacancies for the vacancy year 2023.

13. The DPC find that as per the Superintendent of Central Excise, Recruitment Rules, 2019 issued vide G.S.R. No. **249 dated 05.08.2019**, forwarded by the Board under letter F.No. A-12018/10/2012-Ad.IIB, dated 26.08.2019, the post of Superintendent, "Group B" is to be filled up by the "**Selection Method**". In terms of para 3.4 of DOPT's O.M. No.35034/7/97-Estt. (D), dated 08.02.2002, the bench mark for promotion in selection posts below the pre-revised pay scale of Rs. 12000-16500 (Revised as Level-12 in Pay Matrix Rs. 78800-209200), is '**Good**' and the DPC should grade the officer as 'Fit' or 'Unfit' only w.r.t. the bench mark of '**Good**' only. Those who are graded as 'Fit' are included in the select panel prepared by the DPC in order of their inter-se-seniority in the feeder grade. As per the criterion adopted by the DPC for making selection, **the candidates whose grading in all 5 ACRs are at least 'Good' without any adverse remarks, have been graded as 'Fit'**. The candidates whose grading are less than 'Good' in these 5 ACRs or with any adverse remarks in any ACR(s), have been graded as '**Unfit**' for regular promotion to the grade of Superintendent, "Group B". Further, the candidate who is undergoing the penalty period has been graded as '**Unfit**' after taken into account the circumstances leading to the imposition of the penalty and general service record of the officer.

14(i). On the basis of the said criteria for making selection for promotion to the grade of Superintendent Group "B", the recommendations of this DPC for regular promotion to the grade of Superintendent, Group 'B' for filling up 39 vacancies (**26 UR + 9 SC + 4 ST**) regular vacancies including two vacancies reserved for PwBDs (one for deaf & hard of hearing and other for blindness & low vision) for the vacancy year 2023, are as under :-

A) Normal Zone of Consideration

S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
1.	Radha Krishan Mishra	Gen	28.10.1968	06.06.1994	Sealed Cover
2.	Jagdish Narayan Meena	ST	05.07.1965	05.05.1994	Sealed Cover
3.	Mukhlesh Jain	Gen	03.02.1964	06.12.2002 (Notional) 20.12.2002 (Actual)	Sealed Cover
4.	Udai Singh Gurjar	OBC	20.06.1988	13.03.2013	Sealed Cover
5.	Lekhraj Daima	SC	30.08.1974	31.12.2012	FIT


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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
6.	Ram Chandra Meena	ST	26.10.1966	25.07.2012	Sealed Cover
7.	Devi Singh	OBC	01.02.70	27.03.14	UNFIT (Due to under penalty period and adverse remarks in the APAR of the year 2019-2020)
8.	Himmat Singh Naruka	Gen	21.06.87	12.05.16	FIT
9.	Arvind Singh Shekhawat	Gen	08.08.88	25.05.16	FIT
10.	Gaurav Kumar Singhal	Gen	11.07.90	19.05.16	FIT
11.	Vinod Kumar	OBC	31.07.90	17.06.16	FIT
12.	Sanjay Saini	OBC	18.08.71	15.10.14	FIT
13.	Arun Kumar Soni	OBC	10.08.89	07.06.16	FIT
14.	Dinesh Kumar Saini	OBC	09.02.93	11.05.16	FIT
15.	Gajendra Sharma	OBC	06.09.69	15.10.2014	FIT
16.	Abhishek Sharma	Gen	21.04.92	09.05.16	FIT
17.	Varun Jain	Gen	18.01.89	13.06.16	Sealed Cover
18.	Sita Ram Mali	OBC	18.06.71	15.10.14	FIT
19.	Bhuvnesh	Gen	27.10.87	10.10.16	FIT
20.	Kailash Chand Mali	OBC	20.06.71	15.10.14	FIT
21.	Mohit Garg	Gen	24.04.91	16.05.16	FIT
22.	Surbhi Gupta	Gen	22.05.92	10.06.16	FIT
23.	Ankit Goyal	Gen	31.01.90	19.05.16	FIT
24.	Sunil Kumar Sharma	Gen	01.08.71	15.10.14	FIT
25.	Deepak Kumar Bansal	Gen	22.05.89	15.11.16	FIT
26.	Dinesh Kumar	Gen	20.04.94	01.06.16	FIT
27.	Anuj Kumar	Gen	05.02.90	09.05.16	FIT
28.	Shahbaz Khan Kayamkhani	Gen	28.07.91	09.05.16	FIT
29.	Ankur Agarwal	Gen	25.08.90	09.05.16	FIT
30.	Abhishek Sharma	OBC	15.10.89	09.05.16	FIT
31.	Rakesh Kumar Garg	Gen	30.10.71	15.10.14	FIT
32.	Girdhari Lal Bhambu	OBC	05.08.86	13.05.16	FIT
33.	Laxman Singh	Gen	24.10.92	09.05.16	Not considered for want of UR category vacancy.
34.	Sanjay Bhambhani	Gen	07.11.69	15.10.14	Not considered for want of UR category vacancy.
35.	Amit Parashar	Gen	19.03.91	13.05.16	Not considered for want of UR category vacancy.

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
36.	Vishal Gupta	Gen	21.01.90	17.05.16	Not considered for want of UR category vacancy.
37.	Vikram Sihag	Gen	15.09.89	09.05.16	Not considered for want of UR category vacancy.
38.	Nirmal Kumar Nehra	OBC	22.08.92	11.05.16	Not considered for want of UR category vacancy.
39.	Smt. Asha Soni	OBC	04.06.69	15.10.14	Not considered for want of UR category vacancy.
40.	Ishwer Singh	Gen	20.12.91	09.05.16	Not considered for want of UR category vacancy.
41.	Arpit Agrawal	Gen	16.07.87	23.05.16	Not considered for want of UR category vacancy.
42.	Chaman Singh Meena	ST	24.06.74	15.10.14	FIT
43.	Preeti Rathore	Gen	10.08.89	25.05.16	Not considered for want of UR category vacancy.
44.	Raj Gajendra Singh	Gen	22.04.90	15.06.16	Not considered for want of UR category vacancy.
45.	Ramesh Chand Meena	ST	08.08.68	15.10.14	FIT
46.	Gopal Sharma	Gen	03.07.89	09.05.16	Not considered for want of UR category vacancy.
47.	Dushyant Kumar Sharma	Gen	08.06.88	24.05.16	Not considered for want of UR category vacancy.
48.	Shyam Lal Meena	ST	10.05.74	15.10.14	FIT
49.	Swaroop Singh Shekhawat	Gen	05.01.89	16.05.16	Not considered for want of UR category vacancy.
50.	Abhishek	Gen	27.10.89	26.05.16	Not considered for want of UR category vacancy.
51.	Amit Kumar	Gen	27.03.90	12.09.19	Not considered for want of UR category vacancy.
52.	Umesh Sharma	Gen	13.09.90	22.08.16	Not considered for want of UR category vacancy.
53.	Bharat Kalra	Gen	18.12.89	30.05.16	Not considered for want of UR category vacancy.
54.	Pushpanshu Mangal	Gen	06.08.91	16.05.16	Not considered for want of UR category vacancy.
55.	Yogesh Khunteta	Gen	15.04.73	15.10.14	Not considered for want of UR category vacancy.
56.	Pardeep Malik	Gen	20.10.90	02.06.16	Not considered for want of UR category vacancy.

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
57.	Jitendra Kumar Avasthi	Gen	05.02.90	20.05.16	Not considered for want of UR category vacancy.
58.	Devi Lal Meena	ST	01.07.68	15.10.14	FIT
59.	Nilam Kumari	OBC	22.11.91	26.05.16	Not considered for want of UR category vacancy.
60.	Nitesh Samsukha	Gen	15.08.89	12.05.16	Not considered for want of UR category vacancy.
61.	Deepak Gupta	Gen	19.04.70	15.10.14	Not considered for want of UR category vacancy.
62.	Puneet Newalia	Gen	26.10.89	13.05.16	Not considered for want of UR category vacancy.

B Extended Zone of Consideration: SC/ST CAETGORY

S. No.	Name of Inspector (S/Shri)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
1.	Bharat Lal Meena	ST	24.06.69	15.10.14	Not considered for want of ST category vacancy.
2.	Deepak Sagar	SC	06.10.88	01.06.16	FIT
3.	Ramesh Chand Meena	ST	10.06.73	15.10.14	Not considered for want of ST category vacancy.
4.	Hari Mohan Meena	ST	20.08.73	15.10.14	Not considered for want of ST category vacancy.
5.	Neeraj Baswal	SC	09.06.90	09.05.16	FIT
6.	Dinesh Kumar Tawariyna	SC	05.07.92	09.05.16	FIT
7.	Ramji Lal Meena	ST	10.10.91	11.05.16	Not considered for want of ST category vacancy.
8.	Vikash Kumar Meena	ST	10.10.92	26.05.16	Not considered for want of ST category vacancy.
9.	Rajendra Kumar Meena	ST	20.10.75	15.10.14	Not considered for want of ST category vacancy.
10.	Vijay Kumar Bairwa	SC	30.10.92	30.05.16	FIT
11.	Dhairya Chouhan	SC	28.12.89	01.06.16	FIT
12.	Tushar Kumar	SC	05.10.89	19.05.16	FIT
13.	Sharwan Kumar	SC	17.09.90	20.05.16	FIT
14.	Desh Raj Meena	ST	23.01.93	19.05.16	Not considered for want of ST category vacancy.
15.	Kamal Meena	ST	05.07.94	12.05.16	Not considered for want of ST category vacancy.

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S. No.	Name of Inspector (S/Shri)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
16.	Nitin Suresh Bainle	SC	07.08.84	12.05.16	FIT
17.	Sudhir Kumar	SC	29.09.87	23.05.16	Not considered for want of SC category vacancy.
18.	Piyush Kumar	SC	01.02.83	12.05.16	Not considered for want of SC category vacancy.
19.	Ravi Kant	SC	20.03.90	20.05.16	Not considered for want of SC category vacancy.
20.	Avinash Jaipal	SC	09.11.91	11.05.16	Not considered for want of SC category vacancy.

14 (ii). On the basis of the above recommendations, the following **select panel** is drawn for regular promotion to the grade of Superintendent, Group 'B' for filling up **37 regular vacancies (24 UR + 9 SC + 4 ST)**, out of **39 regular vacancies (26 UR + 9 SC + 4 ST)** including 2 vacancies reserved for the PwBD category :-

S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth
1.	Lekhraj Daima	SC	30.08.74
2.	Himmat Singh Naruka	Gen	21.06.87
3.	Arvind Singh Shekhawat	Gen	08.08.88
4.	Gaurav Kumar Singhal	Gen	11.07.90
5.	Vinod Kumar	OBC	31.07.90
6.	Sanjay Saini	OBC	18.08.71
7.	Arun Kumar Soni	OBC	10.08.89
8.	Dinesh Kumar Saini	OBC	09.02.93
9.	Gajendra Sharma	OBC	06.09.69
10.	Abhishek Sharma	Gen	21.04.92
11.	Sita Ram Mali	OBC	18.06.71
12.	Bhuvnesh	Gen	27.10.87
13.	Kailash Chand Mali	OBC	20.06.71
14.	Mohit Garg	Gen	24.04.91
15.	Surbhi Gupta	Gen	22.05.92
16.	Ankit Goyal	Gen	31.01.90
17.	Sunil Kumar Sharma	Gen	01.08.71
18.	Deepak Kumar Bansal	Gen	22.05.89
19.	Dinesh Kumar	Gen	20.04.94
20.	Anuj Kumar	Gen	05.02.90
21.	Shahbaz Khan Kayamkhani	Gen	28.07.91
22.	Ankur Agarwal	Gen	25.08.90
23.	Abhishek Sharma	OBC	15.10.89
24.	Rakesh Kumar Garg	Gen	30.10.71
25.	Girdhari Lal Bhambu	OBC	05.08.86
26.	Chaman Singh Meena	ST	24.06.74

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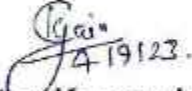
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S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth
27.	Ramesh Chand Meena	ST	08.08.68
28.	Shyam Lal Meena	ST	10.05.74
29.	Devi Lal Meena	ST	01.07.68
30.	Deepak Sagar	SC	06.10.88
31.	Neeraj Baswal	SC	09.06.90
32.	Dinesh Kumar Tawariyna	SC	05.07.92
33.	Vijay Kumar Bairwa	SC	30.10.92
34.	Dhairya Chouhan	SC	28.12.89
35.	Tushar Kumar	SC	05.10.89
36.	Sharwan Kumar	SC	17.09.90
37.	Nitin Suresh Bainle	SC	07.08.84

Two UR vacancies reserved for the PwBD category (one for deaf & hard of hearing and other for blindness & low vision) could not be filled up due to non availability of candidates of respective categories even in the extended zone of consideration (i.e. 5 times of 39 vacancies = 195). Therefore, these 2 vacancies are being kept vacant in terms of para 13.1 of DoPT's O.M. dated 17.05.2022 issued under F.No. 36012/1/2020-Estt.(Res.II).



(Mahendra Ranga)
Chief Commissioner,
CGST & Central Excise (JZ), Jaipur
(Chairman)



(Chetan Kumar Jain)
Principal Commissioner,
CGST & Central Excise, Jaipur
(Member)



(Sumit Kumar Yadav)
Additional Commissioner (CCU),
CGST & Central Excise, Jaipur
(Member)

OFFICE OF THE CHIEF COMMISSIONER
CGST & CENTRAL EXCISE, JAIPUR

Minutes of the Supplementary Departmental Promotion Committee held on 05.06.2024 for preparation of select panel for regular promotion to the grade of Superintendent, Group "B" (Gazetted) in Level-8 in Pay Matrix Rs. 47600/- to 151100/- from amongst the Inspectors, Group 'B' (Non-Gazetted) in Level-7 in Pay Matrix Rs. 44900/- to 142400/- for filling up 13 vacancies (7 UR + 5 SC + 1 ST) including two vacancies reserved for PwBD (one for blindness & low vision and another for multiple disabilities) for the vacancy year 2024 (01.01.2024 to 31.12.2024).

Present:

- | | | | |
|----|---|-------|----------|
| 1. | Shri Mahendra Ranga,
Chief Commissioner,
CGST & Central Excise (JZ),
Jaipur | ----- | Chairman |
| 2. | Shri Chetan Kumar Jain,
Principal Commissioner (Cadre Control),
CGST & Central Excise, Jaipur | ----- | Member |
| 3. | Ms. Babneet Tuli,
Additional Commissioner,
CGST & Central Excise (JZ),
Jaipur. | ----- | Member |

The DPC comprising of the aforementioned officers, has been informed vide note that in terms of DoPT's O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, an original DPC was held on 28.12.2023 for promotion to the grade of Superintendent, Group 'B' (Gazetted) for filling up 16 vacancies (10 UR + 5 SC + 1 ST) including two vacancies reserved for PwBDs (one for deaf & hard of hearing and another for blindness & low vision) for the panel/vacancy year 2024. DPC selected 11 officers (10 UR + 1 ST) as 'Fit'. All the selected Inspectors have been promoted to the grade of Superintendent. 5 vacancies of SC category remained unfilled due to non availability of eligible SC category Inspectors even in extended zone of consideration.

1.2 After holding of the said Original DPC dated 28.12.2023, 13 more vacancies (7 UR + 5 SC + 1 ST) are available for remaining period of Panel Year 2024. Out of these 13 vacancies, 2 vacancies are reserved for PwBDs (one for blindness & low vision and another for multiple disabilities).

In view of above, Supplementary DPC for promotion to the grade of Superintendent, Group 'B' is to be held for filling up 13 vacancies (7 UR + 5 SC + 1 ST) including two vacancies reserved for PwBD (one for blindness & low vision and another for multiple disabilities) for the vacancy year 2024.

2. In terms of para 6.4.2 (i) of the DPC guidelines read with DoPT's O.M. No. 22011/2/2014-Estt. D dated 30.01.2015, regarding procedure for filling up further vacancies in the same year and conduct of supplementary DPC, vacancies due to death, voluntary retirement, new creations, etc. clearly belonging to the category which could not be foreseen at the time of placing facts and material before the DPC, in such cases, another meeting of the DPC should be held for drawing up a panel for these vacancies as these vacancies could not be anticipated at the time







of holding the earlier DPC. If, for any reason, the DPC cannot meet for the second time, the procedure of drawing up of year wise panels may be followed when it meets next for preparing panels in respect of vacancies that arise in subsequent year (s).

3. As per the Post Based Roster, the category-wise position for filling up aforesaid 13 vacancies in the grade of Superintendent, Central Excise, Group 'B' for the vacancy year 2024, as per the Post Based Roster, is as under :-

Category	Posts earmarked	Working	Vacancies
Unreserved	330	321 (including 10 SC and 16 ST selected on own merit before 30.09.2016)	(-) 9#
SC	63	57	(-) 6 *
ST	31	30	(-) 1
Total	424	408	(-) 16

Note: # Two UR posts are to be kept vacant for S/Shri Sanjeev Kumar Mittal, Inspector and Vijay Kumar Dhuriya, Inspector

***One vacancy reserved for the SC category in the grade of Superintendent, Group 'B' is to be kept vacant for Shri Manoj Kumar Bairwa (SC), Inspector.**

In view of the above, out of total 13 vacancies (16-3) of Superintendents, 7 vacancies are unreserved, 5 vacancies are reserved for the SC category and 1 vacancy is reserved for the ST category.

4. As per the Recruitment Rules, 2019 forwarded by the Ministry vide letter F.No.A-12018/10/2012-Ad.II (B) dated 26.08.2019, the post of Superintendent Group 'B' (Gazetted) is to be filled up by the **selection method**. Inspectors with 2 years regular service in the grade and who have successfully completed 2-4 weeks training as prescribed by the Department, are eligible to be considered for promotion to the grade of Superintendent Group 'B'. In terms of para 3.4 of DOPT's O.M. No. 35034/7/97-Estt.(D) dated 08.02.2002, the **bench mark** for promotion in selection posts below the pre-revised pay scale of Rs. 12000-16500 (Revised as Rs. 15600-39100 + Grade Pay of Rs. 7600) , is 'Good' and the DPC shall grade the officer as '**Fit**' or '**Unfit**' only w.r.t. the bench mark of 'Good' only. Those who are graded as '**Fit**' shall be included in the select panel prepared by the DPC in order of their inter-se-seniority in the feeder grade.

5.1 Shri Dally Gill, Inspector (Adhoc Superintendent, Group 'B') has not been taken in to consideration for regular promotion to the grade of Superintendent, Group 'B' for filling up the vacancies for the vacancy year 2024 due to the reasons as mentioned in the para 4.1 of aforesaid note.

5.2 Shri Manoj Kumar Bairwa (SC), Inspector has also not been taken in to consideration for promotion to the grade of Superintendent, Group 'B' for filling up the vacancies for the vacancy year 2024 due to the reasons as mentioned in the paras 4.2 of aforesaid note. One post reserved for the SC category has been kept vacant for Shri Manoj Kumar Bairwa (SC), Inspector.

5.3 Shri Sanjeev Kumar Mittal, Inspector has also not been taken in to consideration for promotion to the grade of Superintendent, Group 'B' for filling up the vacancies for the vacancy year 2024 due to the reasons as mentioned in the para 1 of aforesaid note. One unreserved post has been kept vacant for Shri Sanjeev Kumar Mittal, Inspector.

Gain

Kumar

Bairwa

5.4 S/Shri Vijay Kumar Dhuriya and Karan Kumar, Inspectors have also not been taken in to consideration for promotion to the grade of Superintendent, Group 'B' for filling up the vacancies for the vacancy year 2024 due to the reasons as mentioned in the para 7.5 of aforesaid note. As per criteria adopted in the case of Shri Manoj Kumar Bairwa, one unreserved vacancy is kept vacant for Shri Vijay Kumar Dhuria (Gen.) as his name is falling within the unreserved vacancies. Further, since name of Shri Karan Kumar, Inspector is beyond the 5 unreserved vacancies (7 – 2 vacancies reserved for PwBD), therefore, presently there is no need to keep vacancy for him.

6. In terms of the DoP&T's O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, **the crucial date of eligibility will be 1st January, 2024** for the **Vacancy Year 2024**.

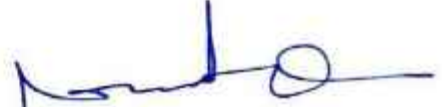
7.1 The Ministry vide letter F.No. A-10A60/42/2021-Ad.II.B dated 17.06.2022 has forwarded DoPT's OM dated 17.05.2022 issued under F.No. 36012/1/2020-Estt.(Res.II) regarding reservation in promotion to Persons with Benchmark Disabilities (PwBDs). As per the said OM dated 17.05.2022, four percent of vacancies for promotion to the grade of Superintendent, Group 'B' shall be reserved for PwBDs. As per the roster prepared for the Persons with Benchmark Disabilities (PwBDs), point numbers 51 and, 68 to 79 are to be utilized for filling up 13 vacancies in the grade of Superintendent, Group 'B' for the vacancy year 2024. Out of these, point nos. 51 and 76 are reserved for the blindness & low vision and multiple disabilities respectively.

7.2 No PwBD category Inspector is available even in the extended zone of consideration.

8.1 As stated in the note, total 19 officers (17 from normal zone + 2 from extended zone) have already been assessed for filling up 16 vacancies for the vacancy year 2024. Out of which 11 officers were found 'Fit', 1 officer was found 'Unfit' and findings in respect of 7 officers were kept in sealed cover. This supplementary DPC, has been held for filling up 13 vacancies for promotion to the grade of Superintendent, Group 'B' for the vacancy year 2024. Hence, there are total 24 vacancies (11 already filled up + 13 vacant) in the grade of Superintendent, Group 'B' during the vacancy year 2024. In terms of DoPT's OMs dated 06.01.2006 and 30.01.2015, the normal as well as extended zone of consideration for 24 vacancies is 39 (1.5 X 24 vacancies + 3) and 120 (5 times of 24) respectively. Since, 17 officers who are falling in the normal zone of consideration of 39 officers for the vacancy year 2024, have already been assessed by the original DPC, therefore, normal zone of consideration for Supplementary DPC will now be 22 (39-17 already assessed) and extended zone of consideration will be 101 (120-19 already assessed).

8.2 Accordingly, eligible 22 Inspectors available in the normal zone of consideration and one ST category Inspector available in the extended zone of consideration have been taken in to consideration for promotion to the grade of Superintendent, Group 'B' for filling up vacancies reserved for the ST categories for the vacancy year 2024. No SC category Inspector is available even in the extended zone of consideration.

9. As per DOPT's O.M. No. 89011/7/90-Estt.B dated 08.02.1991, normally the DPC is expected to recommend a reserved candidate against a reserved vacancy. If no suitable reserved candidate is available, it is open to the appointing authority either to keep the post vacant or to de-reserve the reserved vacancy and fill up the same by appointing a general candidate. Further, if the Ministry / Department want to fill up the reserved vacancy by a general candidate, they may initiate action for getting it de-reserved. Thereafter, a fresh DPC may be held for filling up that vacancy by a general candidate. An exception to this general rule will be made by



the UPSC only in exceptional cases. As per the CBEC's letter F.No. A-14011/3/92-Ad.III.A dated 18.05.1993, no de-reservation proposal will be entertained for consideration by the Board, where DPC has already recommended / empanelled general candidates against posts proposed to be de-reserved. The DPC should consider and recommend general candidates against these posts only after these are de-reserved.

10.1 The DoPT vide O.M No. 36012/16/2019-Estt. (Res.) dated 12.04.2022 has issued instructions regarding Reservation in promotions. The O.M. contains the procedure to be followed prior to effecting reservation in **the matter of promotions** by all departments of the Central Government in pursuance of judgement dated 28.01.2022 of the **Hon'ble Supreme Court** of India in the case of **Jarnail Singh** and Ors. V Lachhmi Narain Gupta and Ors. The relevant paras of the said O.M. dated 12.04.2022 are reproduced as under:

"2. In the judgement dated 28.01.2022, the Supreme Court has set out the conditions that are to be satisfied by the Government for the purpose of implementing the policy of reservations in promotions. These conditions are:

- (i) Collection of quantifiable data regarding inadequacy of representation of Scheduled Castes and Scheduled Tribes;
- (ii) Application of this data to each cadre separately; and
- (iii) If a roster exists, the unit for operation of the roster would be the cadre for which the quantifiable data would have to be collected and applied in regard to the filling up of the vacancies in the roster.

This judgement currently holds the field.

3. All the Ministries/Departments are required to ensure that the above conditions are complied with before implementing the policy of reservation in promotions and carrying out any promotions based thereon.

4. For this purpose, all Ministries/Departments are also required to ensure the following:

- a. In terms of DoPT OM No. 43011/153/2010-Estt (res.) dated 04.01.2013, the Liaison Officer shall ensure that the reservation rosters are strictly maintained as per the instructions/guidelines, laid down in DoPT OM No. 36012/2/96-Estt (Res.), dated 02.07.1997.
- b. In order to ensure maintenance of efficiency of administration, the DPC shall carefully assess the suitability of the officers, being considered for promotion.
- c. The appointing authority shall issue the appointment/promotion orders only after satisfying itself that the conditions mentioned in paragraph 2 and sub para (a) & (b) of this paragraph have been fully complied with.

5. Since the **Jarnail Singh** batch of cases is pending in the Supreme Court of India, any promotion order shall be subject to further orders that may be passed by the Supreme Court in the said batch of cases.

6. *All Ministries/Departments are requested to urgently bring these instructions to the notice of all their attached/ subordinate offices as also the Public Sector Undertakings and Statutory Bodies etc. for adherence and strict compliance.*"

10.2 It is submitted that the reservation rosters for promotions have been maintained as per the instructions/guidelines as laid down in DoPT's OM No. 36012/2/96-Estt. (Res.), dated 02.07.1997. The C&AG vide Circular No. 9/NGE/98 No. 108/NGE. (App.)3/97, dated 23.01.1998 had issued clarification of doubts in DoPT's O.M. No. 36012/2/96-Estt. (RES.), dated 02.07.1997 in consultation with the DoPT. As per doubt No. 5 of the said circular dated 23.01.1998, "**own merit**" concept is not applicable in promotions.

11. As per DOPT's O.M. No. 22011/8/87-Estt.(D) dated 09.04.1996, the DPC shall prepare an extended panel when persons included in the panel are already on deputation. The DOPT also decided that while giving the extended panel, the DPC should stipulate a condition against the additional names to the effect that they will be permitted only in the event of the officer (s) in regular panel not being available for promotion/appointment for the reason given by the Ministry /Department.

12. The DoP&T vide its O.M. No. 22011/5/86-Estt. (D), dated 10.04.1989 has issued guidelines for DPC.

- In terms of para 6.2.1 (a) of the DPC guidelines, the DPC should consider CRs for equal number of years in respect of all officers under consideration for promotion subject to (c) below.

- In terms of para 6.2.1 (b) of the DPC guidelines, the DPC should assess the suitability of the employees for promotion on the basis of their service record and with particular reference to the CRs for the five preceding years irrespective of the qualifying service prescribed in the service/Recruitment Rules.

- In terms of para 6.2.1 (c) of the DPC guidelines, where one or more CRs have not been written for any reason during the relevant period, the DPC should consider the CRs of the years preceding the period in question and if in any case even these are not available, DPC should take the CRs of the lower grade into account to complete the number of CRs required to be considered as per (b) above. **If this is also not possible, all the available CRs should be taken into account.**

- In terms of para 6.2.1 (e) of the DPC guidelines, the DPC should not be guided merely by the overall grading, if any, that may be recorded in the CRs but should make its own assessment on the basis of the entries in the CRs, because it has been noticed that sometimes the overall grading in CR may be inconsistent with the grading under various parameters or attributes.

- **As per para 17.10 of the DPC guidelines regarding date from which promotion are to be treated as regular, the general principle is that, promotion of officers included in the panel would be regular from the date of validity of the panel or the date of their actual promotion, whichever is later.**

13 (i). In terms of the DoP&T O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, the APARs for five years i.e. **2021-2022, 2020-2021, 2019-2020, 2018-2019, and 2017-2018**, have been taken into consideration for the vacancy year 2024 (1st January 2024 to 31st December 2024).

13 (ii) The Vigilance / Non-Vigilance status, Gradation Chart of five years **2021-2022, 2020-2021, 2019-2020, 2018-2019, and 2017-2018** alongwith CCR dossiers and penalty statement in respect of Inspectors under consideration, have been examined by the DPC.

14. The DPC find that as per the Superintendent of Central Excise, Recruitment Rules, 2019 issued vide G.S.R. No. **249 dated 05.08.2019**, forwarded by the Board under letter F.No. A-12018/10/2012-Ad.IIB, dated 26.08.2019, the post of Superintendent, "Group B" is to be filled up by the "**Selection Method**". In terms of para 3.4 of DOPT's O.M. No.35034/7/97-Estt. (D), dated 08.02.2002, the bench mark for promotion in selection posts below the pre-revised pay scale of Rs. 12000-16500 (Revised as Level-12 in Pay Matrix Rs. 78800-209200), is '**Good**' and the DPC should grade the officer as 'Fit' or 'Unfit' only w.r.t. the bench mark of '**Good**' only. Those who are graded as 'Fit' are included in the select panel prepared by the DPC in order of their inter-se-seniority in the feeder grade. As per the criterion adopted by the DPC for making selection, **the candidates whose grading in all 5 ACRs are at least equivalent to 'Good' without any adverse remarks, have been graded as 'Fit'**.

15(i). On the basis of the said criteria for making selection for promotion to the grade of Superintendent Group "B", the recommendations of this DPC for regular promotion to the grade of Superintendent, Group 'B' for filling up 13 regular vacancies (7 **UR** + 5 **SC** + 1 **ST**) including 2 vacancies reserved for PwBDs (blindness & low vision and another for multiple disabilities) for the vacancy year 2024, are as under; -

A) Normal Zone of Consideration

S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
1.	Preeti Rathore	Gen	10.08.89	25.05.16	FIT
2.	Raj Gajendra Singh	Gen	22.04.90	15.06.16	FIT
3.	Gopal Sharma	Gen	03.07.89	09.05.16	FIT
4.	Dushyant Kumar Sharma	Gen	08.06.88	24.05.16	FIT
5.	Swaroop Singh Shekhawat	Gen	05.01.89	16.05.16	FIT
6.	Abhishek	Gen	27.10.89	26.05.16	FIT (extended panel)
7.	Amit Kumar	Gen	27.03.90	12.09.19	Not considered for want of UR category vacancy.
8.	Umesh Sharma	Gen	13.09.90	22.08.16	Not considered for want of UR category vacancy.
9.	Bharat Kalra	Gen	18.12.89	30.05.16	Not considered for want of UR category vacancy.
10.	Pushpanshu Mangal	Gen	06.08.91	16.05.16	Not considered for want of UR category vacancy.
11.	Yogesh Khunteta	Gen	15.04.73	15.10.14	Not considered for want of UR category vacancy.
12.	Pradeep Malik	Gen	20.10.90	02.06.16	Not considered for want of UR category vacancy.

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
13.	Jitendra Kumar Avasthi	Gen	05.02.90	20.05.16	Not considered for want of UR category vacancy.
14.	Nilam Kumari	OBC	22.11.91	26.05.16	Not considered for want of UR category vacancy.
15.	Nitesh Samsukha	Gen	15.08.89	12.05.16	Not considered for want of UR category vacancy.
16.	Deepak Gupta	Gen	19.04.70	15.10.14	Not considered for want of UR category vacancy.
17.	Puneet Newalia	Gen	26.10.89	13.05.16	Not considered for want of UR category vacancy.
18.	Amit Kumar Garg	Gen	11.07.89	30.05.16	Not considered for want of UR category vacancy.
19.	Rajesh Batra	Gen	02.06.71	15.10.14	Not considered for want of UR category vacancy.
20.	Anish Bhalla	Gen	15.07.87	26.05.16	Not considered for want of UR category vacancy.
21.	Chhitar Mal Jat	Gen	01.04.69	15.10.14	Not considered for want of UR category vacancy.
22.	Durgesh Singh Bisen	Gen	21.09.90	27.05.16	Not considered for want of UR category vacancy.

B Extended Zone of Consideration: ST CAETGORY

S. No.	Name of Inspector (S/Shri)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
1.	Bharat Lal Meena	ST	24.06.69	15.10.14	FIT

15 (ii). On the basis of the above recommendations, the following **select panel** is drawn for regular promotion to the grade of Superintendent, Group 'B' (Gazetted) for filling up **6 regular vacancies (5 UR + 1 ST)**, out of **13 regular vacancies (7 UR + 5 SC + 1 ST)** including 2 vacancies reserved for the PwBD category :-

S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth
1.	Preeti Rathore	Gen	10.08.89
2.	Raj Gajendra Singh	Gen	22.04.90
3.	Gopal Sharma	Gen	03.07.89
4.	Dushyant Kumar Sharma	Gen	08.06.88
5.	Swaroop Singh Shekhawat	Gen	05.01.89
6.	Bharat Lal Meena	ST	24.06.69

Ms. Preeti Rathore is presently on deputation to DGGI, New Delhi upto 17.09.2025, therefore, in terms of DOPT's O.M. No. 22011/8/87-Estt (D) dated

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09.04.1996, an extended panel for regular promotion to the grade of Superintendent, Group 'B' for the panel/vacancy year 2024, is drawn as under :

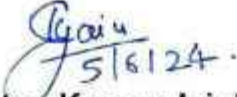
Sl. No.	Name of Inspector	Category	Date of Birth
1.	Shri Abhishek	Gen	27.10.89

Two PwBD UR vacancies reserved for blindness & low vision & multiple disabilities candidate could not be filled up due to non availability of candidate of any PwBD category even in the extended zone of consideration. Therefore, two vacancies are being kept vacant in terms of para 13.1 of DoPT's O.M. dated 17.05.2022 issued under F.No. 36012/1/2020-Estt.(Res.II).

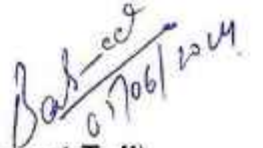
No SC category Inspector has been selected for promotion to the grade of Superintendent, Group 'B' (Gazetted) against 5 regular vacancies reserved for the SC category due to non availability of candidate of SC category even in extended zone of consideration. Therefore, the said 5 regular vacancies reserved for the SC category in the grade of Superintendent, Group 'B' (Gazetted) are kept vacant in terms of the DOPT's O.M. F.No.89011/7/90-Estt.B dated 08.02.1991 and CBEC's letter F. No. A-14011/3/92-Ad.III.A dated 18.05.1993 as discussed/mentioned in the note.



(Mahendra Ranga)
Chief Commissioner,
CGST & Central Excise (JZ), Jaipur
(Chairman)



(Chetan Kumar Jain)
Principal Commissioner (Cadre Control),
CGST & Central Excise, Jaipur
(Member)



(Babneet Tuli)
Additional Commissioner,
CGST & Central Excise (JZ), Jaipur
(Member)

OFFICE OF THE CHIEF COMMISSIONER
CGST & CENTRAL EXCISE, JAIPUR

Minutes of the Original Departmental Promotion Committee held on 28.12.2023 for preparation of advance select panel for regular promotion to the grade of Superintendent, Group "B" (Gazetted) in Level-8 in Pay Matrix Rs. 47600/- to 151100/- from amongst the Inspectors in Level-7 in Pay Matrix Rs. 44900/- to 142400/- for filling up 16 vacancies (10 UR + 5 SC + 1 ST) including two vacancies reserved for PwBDs (one for deaf & hard of hearing and another for blindness & low vision) for the vacancy year 2024 (01.01.2024 to 31.12.2024)

Present:

- | | | | |
|----|---|-------|----------|
| 1. | Shri Mahendra Ranga,
Chief Commissioner,
CGST & Central Excise (JZ),
Jaipur | ----- | Chairman |
| 2. | Shri Chetan Kumar Jain,
Principal Commissioner (Cadre Control),
CGST & Central Excise, Jaipur | ----- | Member |
| 3. | Ms. Babneet Tuli,
Additional Commissioner,
CGST & Central Excise (JZ),
Jaipur. | ----- | Member |

The DPC comprising of the aforementioned officers, has been informed vide note that in terms of the DoP&T, New Delhi's O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, an original DPC for promotion to the grade of Superintendent, Group 'B' (Gazetted), is to be convened for preparation of panel for filling up 16 vacancies (10 UR + 5 SC + 1 ST) for the vacancy year 2024. Out of these 16 vacancies 2 vacancies are reserved for PwBDs (one for deaf & hard of hearing and another for blindness & low vision).

2. As per the Post Based Roster, the category-wise position for filling up aforesaid 16 vacancies in the grade of Superintendent, Central Excise, Group 'B' for the vacancy year 2024, is as under :-

Category	Posts earmarked	Working	Vacancies
Unreserved	330	319 (including 10 SC and 16 ST selected on own merit before 30.09.2016)	(-) 11#
SC	63	57	(-) 6 *
ST	31	30	(-) 1
Total	424	406	(-) 18

Note: # One UR post is to be kept vacant for Shri Sanjeev Kumar Mittal, Inspector.

*One vacancy reserved for the SC category in the grade of Superintendent, Group 'B' is to be kept vacant for Shri Manoj Kumar Bairwa (SC), Inspector.

In view of the above, out of 16 vacancies (18-2) of Superintendents, 10 vacancies are unreserved, 5 vacancies are reserved for the SC category and 1 vacancy is reserved for the ST category.

3. As per the Recruitment Rules, 2019 forwarded by the Ministry vide letter F.No.A-12018/10/2012-Ad.II (B) dated 26.08.2019, the post of Superintendent Group 'B' (Gazetted) is to be filled up by the **selection method**. Inspectors with 2 years regular service in the grade and who have successfully completed 2-4 weeks training as prescribed by the Department, are eligible to be considered for promotion to the grade of Superintendent Group 'B'. In terms of para 3.4 of DOPT's O.M. No. 35034/7/97-Estt.(D) dated 08.02.2002, the **bench mark** for promotion in selection posts below the pre-revised pay scale of Rs. 12000-16500 (Revised as Rs. 15600-39100 + Grade Pay of Rs. 7600) , is 'Good' and the DPC shall grade the officer as '**Fit**' or '**Unfit**' only w.r.t. the bench mark of 'Good' only. Those who are graded as '**Fit**' shall be included in the select panel prepared by the DPC in order of their inter-se-seniority in the feeder grade.

4.1 Shri Dally Gill, Inspector (Adhoc Superintendent, Group 'B') has not been taken in to consideration for regular promotion to the grade of Superintendent, Group 'B' for filling up the vacancies for the vacancy year 2024 due to the reasons as mentioned in the para 3.1 of aforesaid note.

4.2 Shri Manoj Kumar Bairwa (SC), Inspector has also not been taken in to consideration for promotion to the grade of Superintendent, Group 'B' for filling up the vacancies for the vacancy year 2024 due to the reasons as mentioned in the paras 3.2 of aforesaid note. One post reserved for the SC category has been kept vacant for Shri Manoj Kumar Bairwa (SC), Inspector.

4.3 Shri Sanjeev Kumar Mittal, Inspector has also not been taken in to consideration for promotion to the grade of Superintendent, Group 'B' for filling up the vacancies for the vacancy year 2024 due to the reasons as mentioned in the para 1 of aforesaid note. One unreserved post has been kept vacant for Shri Sanjeev Kumar Mittal, Inspector.

4.4 S/Shri Vijay Kumar Dhuriya and Karan Kumar, Inspectors have also not been taken in to consideration for promotion to the grade of Superintendent, Group 'B' for filling up the vacancies for the vacancy year 2024 due to the reasons as mentioned in the para 7.2 of aforesaid note. Since, names of S/Shri Vijay Kumar Dhuria and Karan Kumar, Inspectors are beyond the 10 unreserved vacancies, therefore, presently no post of Superintendent, Group 'B', has been kept vacant for them.

5. In terms of the DoP&T's O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, **the crucial date of eligibility will be 1st January, 2024** for the **Vacancy Year 2024**.

6.1 The Ministry vide letter F.No. A-10A60/42/2021-Ad.II.B dated 17.06.2022 has forwarded DoPT's OM dated 17.05.2022 issued under F.No. 36012/1/2020-Estt.(Res.II) regarding reservation in promotion to Persons with Benchmark Disabilities (PwBDs). As per the said OM dated 17.05.2022, four percent of vacancies for promotion to the grade of Superintendent, Group 'B' shall be reserved for PwBDs. As per the roster prepared for the Persons with Benchmark Disabilities (PwBDs) as well as prescribed certificate in terms of O.M. dated 17.05.2022, point numbers 26, 51 and 58 to 71 are to be utilized for filling up 16 vacancies in the grade of Superintendent, Group 'B' for the vacancy year 2024. Out of them, point nos. 26 and 51 are reserved for the deaf & hard of hearing and blindness & low vision respectively.





6.2 No Inspector belonging to category of deaf & hard of hearing and blindness & low vision was available in the normal as well as extended zone of consideration for filling up 39 vacancies for promotion to the grade of Superintendent for the vacancy year 2023. Therefore, 2 posts of Superintendent reserved for the category of deaf & hard of hearing and blindness & low vision, have been kept vacant and carried forwarded to the subsequent vacancy year i.e. 2024 as per para 13.1 of the DoPT's aforesaid OM dated 17.05.2022.

6.3 Further, as per the para 13.1 of O.M. dated 17.05.2022 *ibid*, in the subsequent year, if a PwBD of required category is not available, the reservation can be exchanged with the other categories, so that post can be filled by a person with other category of disability, if possible. If a PwBD candidate of other category is within the zone of consideration and within the number of vacancies available, he cannot be denied promotion on the grounds of disability. If it is not possible to fill up the post by reservation even in the second year, the post may be filled by a person other than a PwBD, and the reservation shall be carried forwarded for two subsequent recruitment years, whereafter it shall lapse. Accordingly, above mentioned carried forwarded 2 PwBD vacancies reserved for the category of deaf & hard of hearing and blindness & low vision may be exchanged with the other category of eligible PwBD officers for the vacancy year 2024.

6.4 Only one PwBD category Inspector namely Shri Rajendra Kumar Yadav (PH-OH) is available in the extended zone of consideration (i.e. 5 X 16 = 80) for filling up 16 vacancies for the vacancy year 2024. Hence, he has been taken into consideration under PwBD category for promotion to the grade of Superintendent for the vacancy year 2024.

7. In terms of DOPT O.M. No. 22011/2/2002-Estt (D) dated 06.01.2006, 27 Inspectors available in the normal zone of consideration and 2 ST Inspectors available in the extended zone of consideration have been taken in to consideration for promotion to the grade of Superintendent, Group 'B' for filling up vacancies reserved for the SC/ST categories for the vacancy year 2023.

8. As per DOPT's O.M. No. 89011/7/90-Estt.B dated 08.02.1991, normally the DPC is expected to recommend a reserved candidate against a reserved vacancy. If no suitable reserved candidate is available, it is open to the appointing authority either to keep the post vacant or to de-reserve the reserved vacancy and fill up the same by appointing a general candidate. Further, if the Ministry / Department want to fill up the reserved vacancy by a general candidate, they may initiate action for getting it de-reserved. Thereafter, a fresh DPC may be held for filling up that vacancy by a general candidate. An exception to this general rule will be made by the UPSC only in exceptional cases. As per the CBEC's letter F.No. A-14011/3/92-Ad.III.A dated 18.05.1993, no de-reservation proposal will be entertained for consideration by the Board, where DPC has already recommended / empanelled general candidates against posts proposed to be de-reserved. The DPC should consider and recommend general candidates against these posts only after these are de-reserved.

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"2. *In the judgement dated 28.01.2022, the Supreme Court has set out the conditions that are to be satisfied by the Government for the*



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purpose of implementing the policy of reservations in promotions. These conditions are:

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- (iii) If a roster exists, the unit for operation of the roster would be the cadre for which the quantifiable data would have to be collected and applied in regard to the filling up of the vacancies in the roster.

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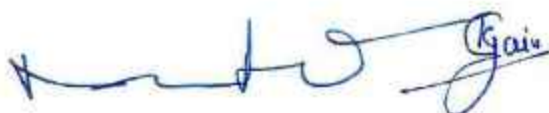
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- b. In order to ensure maintenance of efficiency of administration, the DPC shall carefully assess the suitability of the officers, being considered for promotion.
- c. The appointing authority shall issue the appointment/promotion orders only after satisfying itself that the conditions mentioned in paragraph 2 and sub para (a) & (b) of this paragraph have been fully complied with.

5. Since the **Jarnail Singh** batch of cases is pending in the Supreme Court of India, any promotion order shall be subject to further orders that may be passed by the Supreme Court in the said batch of cases.

6. All Ministries/Departments are requested to urgently bring these instructions to the notice of all their attached/ subordinate offices as also the Public Sector Undertakings and Statutory Bodies etc. for adherence and strict compliance."

9.2 It is submitted that the reservation rosters for promotions have been maintained as per the instructions/guidelines as laid down in DoPT's OM No. 36012/2/96-Estt. (Res.), dated 02.07.1997. The C&AG vide Circular No. 9/NGE/98 No. 108/NGE. (App.)3/97, dated 23.01.1998 had issued clarification of doubts in DoPT's O.M. No. 36012/2/96-Estt. (RES.), dated 02.07.1997 in consultation with the DoPT. As per doubt No. 5 of the said circular dated 23.01.1998, "**own merit**" concept is not applicable in promotions.

In view of the aforesaid instructions, if any reserved category candidate is selected for promotion to the grade of Superintendent, Group 'B', he/she will be adjusted against the reservation. In case, there is no reserved vacancy and reserved category candidate is selected on the basis of his/her seniority, he/she



will, however, get promotion but will be adjusted in future when relevant reserved category vacancy will arise in the grade of Superintendent, Group 'B'.

10.1 As per para (2) of the DoP&T's O.M. No. 22011/4/91-Estt. (A), dated 14.09.1992, in respect of the Government Servants – (a) **who are under suspension**, (b) **to whom a charge-sheet has been issued and the disciplinary proceedings are pending**, and (c) **against whom prosecution for a criminal charge is pending**, the DPC shall assess their suitability along with other eligible candidates without taking into consideration the disciplinary case / criminal prosecution pending. The assessment of the DPC, including 'Unfit for promotion' and the grading awarded by it will be kept in a sealed cover.

10.2 The paras 6, 7 & 8 of DoPT's O.M. No. F.No. 22034/4/2012-Estt. (D) dated 02.11.2012 regarding comprehensive review of instructions pertaining to vigilance clearance for promotion, are reproduced as under :

*"6. When a Government servant comes under a cloud, he may pass through three stages, namely, investigation, issue of charge-sheet in Departmental Proceedings **and/or** prosecution for a criminal charge followed by penalty / conviction or exoneration / acquittal. During the stage of investigation prior to issue of **charge-sheet in disciplinary proceedings or prosecution**, if the Government is of the view that the charges are serious and the officer should not be promoted, it is open to the Government to suspend the officer which will lead to the DPC recommendation to be kept in sealed cover. **The sealed cover procedure is to be resorted to only after the charge-memo/charge-sheet is issued** or the officer is placed under suspension. The pendency of preliminary investigations prior to that stage is not sufficient to adopt the sealed cover procedure.*

7. The law on sealed cover based on the judgment of the Apex Court in Union of India v. K.V. Janakiraman, etc. [AIR 1991 SC 2010] is by now well settled. The O.M., dated 14.09.1992 confined the circumstances for adopting sealed cover to the three situations mentioned in Para. 2 of the said O.M. Even after recommendation of the DPC, but before appointment of the officer, if any of the three situations arise, the case is deemed to have been kept in sealed cover by virtue of Para. 7 of the O.M., dated 14.09.1992.

8. As regards the stage when prosecution for a criminal charge can be stated to be pending, the said O.M. dated 14.09.1992 does not specify the same and hence the definition of pendency of judicial proceedings in criminal cases given in Rule 9(6)(b)(i) of CCS (Pension) Rules, 1972 is adopted for the purpose. The Rules 9(6)(b)(i) of CCS (Pension) Rules, 1972 provides as under :-

"(b) judicial proceedings shall be deemed to be instituted-

(i) in the case of criminal proceedings on the date on which the complaint or report of a Police Officer, of which the Magistrate takes a cognizance, is made."

11. In terms of para 7 (g) of DOPT's OM No. 22011/4/2007-Estt (D) dated 28.04.2014 readwith para 13 of the DPC guidelines, in accessing the suitability of the officer on whom a **penalty** has been imposed, the DPC will take into account the circumstances leading to the imposition of the penalty and decide whether in the light of general service record of the officer and fact of imposition of penalty, the officer should be considered for promotion. The DPC, after due consideration, has authority to assess the officer as 'unfit' for promotion. **However, where the DPC considers that despite the penalty the officer is suitable for promotion,**



the officer will be actually promoted only after the currency of penalty is over. As per para 7 (i) of the said O.M. dated 28.04.2014, while there is no illegality in denying promotion during the currency of the penalty, denying promotion in such cases after the period of penalty is over would be in violation of the provisions of Article 20 of the Constitution.

12. As per DOPT's O.M. No. 22011/8/87-Estt.(D) dated 09.04.1996, the DPC shall prepare an extended panel when persons included in the panel are already on deputation. The DOPT also decided that while giving the extended panel, the DPC should stipulate a condition against the additional names to the effect that they will be permitted only in the event of the officer (s) in regular panel not being available for promotion/appointment for the reason given by the Ministry /Department.

13. The DoP&T vide its O.M. No. 22011/5/86-Estt. (D), dated 10.04.1989 has issued guidelines for DPC.

- In terms of para 6.2.1 (a) of the DPC guidelines, the DPC should consider CRs for equal number of years in respect of all officers under consideration for promotion subject to (c) below.

- In terms of para 6.2.1 (b) of the DPC guidelines, the DPC should assess the suitability of the employees for promotion on the basis of their service record and with particular reference to the CRs for the five preceding years irrespective of the qualifying service prescribed in the service/Recruitment Rules.

- In terms of para 6.2.1 (c) of the DPC guidelines, where one or more CRs have not been written for any reason during the relevant period, the DPC should consider the CRs of the years preceding the period in question and if in any case even these are not available, DPC should take the CRs of the lower grade into account to complete the number of CRs required to be considered as per (b) above. **If this is also not possible, all the available CRs should be taken into account.**

- In terms of para 6.2.1 (e) of the DPC guidelines, the DPC should not be guided merely by the overall grading, if any, that may be recorded in the CRs but should make its own assessment on the basis of the entries in the CRs, because it has been noticed that sometimes the overall grading in CR may be inconsistent with the grading under various parameters or attributes.

- As per para 6.4.1 of the DPC guidelines regarding preparation of year wise panels by DPC where they have not met for a number of years, where for reasons beyond control, the DPC could not be held in a year (s), even though the vacancies arose during that year (or years), the first DPC that meets thereafter should follow the following procedures:-

Determine the actual number of regular vacancies that arose in each of the previous year (s) immediately preceding and the actual number of regular vacancies proposed to be filled in the current year separately.

(ii) Consider in respect of each of the years those officers only who would be within the field of choice with reference to the vacancies of each year starting with the earliest year onwards.

(i) Prepare a 'Select List' by placing the select list of the earlier year above the one for the next year and so on.

- In terms of para 6.4.3 of the DPC guidelines regarding service records to be scrutinized while preparing year wise panel, for the purpose of



evaluation, the merit of the officers while preparing year wise panels, the scrutiny of the records of service of the officers should be limited to the records that would have been available had the DPC met at the appropriate time.

- In terms of para 6.4.4 of the DPC guidelines regarding promotion, while promotion will be made in the order of the consolidated select list, such promotions will have only prospective effect even in cases where the vacancies relate to earlier year(s).

- As per para 17.10 of the DPC guidelines regarding date from which promotion are to be treated as regular, the general principle is that, promotion of officers included in the panel would be regular from the date of validity of the panel or the date of their actual promotion, whichever is later.

14 (i). In terms of the DoP&T O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, the APARs for five years i.e. **2021-2022, 2020-2021, 2019-2020, 2018-2019, and 2017-2018**, have been taken into consideration for the vacancy year 2024 (1st January 2024 to 31st December 2024).

14 (ii) The Vigilance / Non-Vigilance status, Gradation Chart of five years **2021-2022, 2020-2021, 2019-2020, 2018-2019, and 2017-2018** alongwith CCR dossiers and penalty statement in respect of Inspectors under consideration, have been examined by the DPC.

15. The DPC find that as per the Superintendent of Central Excise, Recruitment Rules, 2019 issued vide G.S.R. No. **249 dated 05.08.2019**, forwarded by the Board under letter F.No. A-12018/10/2012-Ad.IIB, dated 26.08.2019, the post of Superintendent, "Group B" is to be filled up by the "**Selection Method**". In terms of para 3.4 of DOPT's O.M. No.35034/7/97-Estt. (D), dated 08.02.2002, the bench mark for promotion in selection posts below the pre-revised pay scale of Rs. 12000-16500 (Revised as Level-12 in Pay Matrix Rs. 78800-209200), is '**Good**' and the DPC should grade the officer as 'Fit' or 'Unfit' only w.r.t. the bench mark of '**Good**' only. Those who are graded as 'Fit' are included in the select panel prepared by the DPC in order of their inter-se-seniority in the feeder grade. As per the criterion adopted by the DPC for making selection, **the candidates whose grading in all 5 ACRs are at least 'Good' without any adverse remarks, have been graded as 'Fit'**. The candidates whose grading are less than 'Good' in these 5 ACRs or with any adverse remarks in any ACR(s), have been graded as '**Unfit**' for regular promotion to the grade of Superintendent, "Group B". Further, the candidate who is undergoing the penalty period has been graded as '**Unfit**' after taken into account the circumstances leading to the imposition of the penalty and general service record of the officer.

16(i). On the basis of the said criteria for making selection for promotion to the grade of Superintendent Group "B", the recommendations of this DPC for regular promotion to the grade of Superintendent, Group 'B' for filling up 16 regular vacancies (**10 UR + 5 SC + 1 ST**) including 2 vacancies reserved for PwBDs (one for deaf & hard of hearing and another for blindness & low vision) for the vacancy year 2024, are as under :-

A) Normal Zone of Consideration

S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
1.	Radha Krishan Mishra	Gen	28.10.1968	06.06.1994	Sealed Cover
2.	Jagdish Narayan Meena	ST	05.07.1965	05.05.1994	Sealed Cover
3.	Mukhlesh Jain	Gen	03.02.1964	06.12.2002 (Notional) 20.12.2002 (Actual)	Sealed Cover
4.	Udai Singh Gurjar	OBC	20.06.1988	13.03.2013	Sealed Cover
5.	Lekhraj Daima	SC	30.08.1974	31.12.2012	Sealed Cover
6.	Ram Chandra Meena	ST	26.10.1966	25.07.2012	Sealed Cover





S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
7.	Devi Singh	OBC	01.02.70	27.03.14	UNFIT (Due to under penalty period and adverse remarks in the APAR of the year 2019-2020)
8.	Varun Jain	Gen	18.01.89	13.06.16	Sealed Cover
9.	Laxman Singh	Gen	24.10.92	09.05.16	FIT
10.	Sanjay Bhambhani	Gen	07.11.69	15.10.14	FIT
11.	Amit Parashar	Gen	19.03.91	13.05.16	FIT
12.	Vishal Gupta	Gen	21.01.90	17.05.16	FIT
13.	Vikram Sihag	Gen	15.09.89	09.05.16	FIT
14.	Nirmal Kumar Nehra	OBC	22.08.92	11.05.16	FIT
15.	Smt. Asha Soni	OBC	04.06.69	15.10.14	FIT
16.	Ishwer Singh	Gen	20.12.91	09.05.16	FIT
17.	Arpit Agrawal	Gen	16.07.87	23.05.16	FIT (For extended panel)
18.	Preeti Rathore	Gen	10.08.89	25.05.16	Not considered for want of UR category vacancy.
19.	Raj Gajendra Singh	Gen	22.04.90	15.06.16	Not considered for want of UR category vacancy.
20.	Gopal Sharma	Gen	03.07.89	09.05.16	Not considered for want of UR category vacancy.
21.	Dushyant Kumar Sharma	Gen	08.06.88	24.05.16	Not considered for want of UR category vacancy.
22.	Swaroop Singh Shekhawat	Gen	05.01.89	16.05.16	Not considered for want of UR category vacancy.
23.	Abhishek	Gen	27.10.89	26.05.16	Not considered for want of UR category vacancy.
24.	Amit Kumar	Gen	27.03.90	12.09.19	Not considered for want of UR category vacancy.
25.	Umesh Sharma	Gen	13.09.90	22.08.16	Not considered for want of UR category vacancy.
26.	Bharat Kalra	Gen	18.12.89	30.05.16	Not considered for want of UR category vacancy.
27.	Pushpanshu Mangal	Gen	06.08.91	16.05.16	Not considered for want of UR category vacancy.

B Extended Zone of Consideration: ST CAETGORY

S. No.	Name of Inspector (S/Shri)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
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S. No.	Name of Inspector (S/Shri)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
1.	Devi Lal Meena	ST	01.07.68	15.10.14	FIT
2.	Bharat Lal Meena	ST	24.06.69	15.10.14	Not considered for want of ST category vacancy.

C Extended Zone of Consideration: PwBD CAETGORY

S. No.	Name of Inspector (S/Shri)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
1.	Rajendra Kumar Yadav (PH-OH)	OBC	25.07.74	15.10.14	FIT

16 (ii). On the basis of the above recommendations, the following **select panel** is drawn for regular promotion to the grade of Superintendent, Group 'B' (Gazetted) for filling up **10 regular vacancies (9 UR + 1 ST)**, out of **16 regular vacancies (10 UR + 5 SC + 1 ST)** including 2 vacancies reserved for the PwBD category :-

S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth
1.	Laxman Singh	Gen	24.10.92
2.	Sanjay Bhambhani	Gen	07.11.69
3.	Amit Parashar	Gen	19.03.91
4.	Vishal Gupta	Gen	21.01.90
5.	Vikram Sihag	Gen	15.09.89
6.	Nirmal Kumar Nehra	OBC	22.08.92
7.	Smt. Asha Soni	OBC	04.06.69
8.	Ishwer Singh	Gen	20.12.91
9.	Devi Lal Meena	ST	01.07.68
10.	Rajendra Kumar Yadav (PH-OH)	OBC	25.07.74

Shri Vikram Sihag is presently on deputation to DGGI, New Delhi upto 27.09.2025, therefore, in terms of DOPT's O.M. No. 22011/8/87-Estt (D) dated 09.04.1996, an extended panel for regular promotion to the grade of Superintendent, Group 'B' for the panel/vacancy year 2024, is drawn as under :

Sl. No.	Name of Inspector	Category	Date of Birth
1.	Shri Arpit Agrawal	Gen	16.07.87

In terms of para 13.1 of the DoPT's OM dated 17.05.2022 one vacancy reserved for the PwBD category for deaf & hard of hearing has been exchanged with the category of Locomotor disability and eligible Inspector namely Shri Rajendra Kumar Yadav (PH-OH) has been selected for promotion to the grade of Superintendent, Group 'B' for the vacancy year 2024. Another UR vacancy reserved for blindness & low vision candidate could not be filled up due to non availability of candidate of any PwBD category even in the extended zone of consideration (i.e. 5 times of 16 vacancies = 80). Therefore, one vacancy is being kept vacant in terms of para 13.1 of DoPT's O.M. dated 17.05.2022 issued under F.No. 36012/1/2020-Estt.(Res.II).

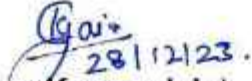




No SC category Inspector has been selected for promotion to the grade of Superintendent, Group 'B' (Gazetted) against 5 regular vacancies reserved for the SC category, therefore, the said 5 regular vacancies reserved for the SC category in the grade of Superintendent, Group 'B' (Gazetted) are kept vacant in terms of the DOPT's O.M. F.No.89011/7/90-Estt.B dated 08.02.1991 and CBEC's letter F. No. A-14011/3/92-Ad.III.A dated 18.05.1993 as discussed/mentioned in the note.



(Mahendra Ranga)
Chief Commissioner,
CGST & Central Excise (JZ), Jaipur
(Chairman)



(Chetan Kumar Jain)
Principal Commissioner (Cadre Control),
CGST & Central Excise, Jaipur
(Member)



(Babneet Tuli)
Additional Commissioner,
CGST & Central Excise (JZ), Jaipur
(Member)

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OFFICE OF THE CHIEF COMMISSIONER
CGST & CENTRAL EXCISE, JAIPUR

Minutes of the 2nd Supplementary Departmental Promotion Committee held on 26.11.2024 for preparation of select panel for promotion to the grade of Superintendent, Group "B" (Gazetted) in Level-8 in Pay Matrix Rs. 47600/- to 151100/- from amongst the Inspectors, Group 'B' (Non-Gazetted) in Level-7 in Pay Matrix Rs. 44900/- to 142400/- for filling up 11 vacancies (6 UR + 5 SC) including three vacancies reserved for PwBD (one for deaf & hard of hearing, one for blindness & low vision and other for multiple disabilities) for the vacancy year 2024 (01.01.2024 to 31.12.2024).

Present:

- | | | | |
|----|---|-------|----------|
| 1. | Shri Mahendra Ranga,
Chief Commissioner,
CGST & Central Excise (JZ),
Jaipur | ----- | Chairman |
| 2. | Shri Chetan Kumar Jain,
Principal Commissioner (Cadre Control),
CGST & Central Excise, Jaipur | ----- | Member |
| 3. | Shri Rishi Yadav,
Additional Commissioner (CCU),
CGST & Central Excise (JZ),
Jaipur. | ----- | Member |

The DPC comprising of the aforementioned officers, has been informed vide note that in terms of DoPT's O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, an original DPC was held on 28.12.2023 for promotion to the grade of Superintendent, Group 'B' (Gazetted) for filling up the 16 vacancies (10 UR + 5 SC + 1 ST) including two vacancies reserved for PwBDs (one for deaf & hard of hearing and another for blindness & low vision) for the panel/vacancy year 2024. Further, a Supplementary DPC for 13 (7 UR + 5SC + 1ST) unfilled as well as additional unforeseen regular vacancies which arisen due to death, VRS and deputation of the Superintendents Group "B" between 01.01.2024 to 04.06.2024, was held on 05.06.2024 for the panel period / vacancy year 2024.

1.2 - Reportedly, after holding of the said Original DPC dated 28.12.2023 and supplementary DPC dated 05.06.2024, 11 more vacancies (6 UR + 5 SC) are available for remaining period of Panel Year 2024. Out of these 11 vacancies, 3 vacancies are reserved for PwBDs (one for deaf & hard of hearing, one for blindness & low vision and other for multiple disabilities).

In view of above, 2nd Supplementary DPC for promotion to the grade of Superintendent, Group 'B' is to be held for filling up 11 vacancies (6 UR + 5 SC) including three vacancies reserved for PwBD (one for deaf & hard of hearing, one for blindness & low vision and other for multiple disabilities) for the remaining period of vacancy year 2024.

2. In terms of para 6.4.2 (i) of the DPC guidelines read with DoPT's O.M. No. 22011/2/2014-Estt. D dated 30.01.2015, regarding procedure for filling up further vacancies in the same year and conduct of supplementary DPC, vacancies due to

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death, voluntary retirement, new creations, etc. clearly belonging to the category which could not be foreseen at the time of placing facts and material before the DPC, in such cases, another meeting of the DPC should be held for drawing up a panel for these vacancies as these vacancies could not be anticipated at the time of holding the earlier DPC. If, for any reason, the DPC cannot meet for the second time, the procedure of drawing up of year wise panels may be followed when it meets next for preparing panels in respect of vacancies that arise in subsequent year (s).

3. As per the Post Based Roster, the category-wise position for filling up aforesaid 11 vacancies in the grade of Superintendent, Central Excise, Group 'B' for the remaining period of vacancy year 2024, is as under :-

Category	Posts earmarked	Working	Vacancies
Unreserved	330	324 (including 10 SC and 16 ST selected on own merit before 30.09.2016)	(-) 6
SC	63	57	(-) 6 *
ST	31	31	(-) Nil
Total	424	412	(-) 12

Note: *One vacancy reserved for the SC category in the grade of Superintendent, Group 'B' is to be kept vacant for Shri Manoj Kumar Bairwa (SC), Inspector.

In view of the above, out of total 11 vacancies (12-1) of Superintendents, 6 vacancies are unreserved and 5 vacancies are reserved for the SC category.

4. As per the Recruitment Rules, 2019 forwarded by the Ministry vide letter F.No.A-12018/10/2012-Ad.II (B) dated 26.08.2019, the post of Superintendent Group 'B' (Gazetted) is to be filled up by the **selection method**. Inspectors with 2 years regular service in the grade and who have successfully completed 2-4 weeks training as prescribed by the Department, are eligible to be considered for promotion to the grade of Superintendent Group 'B'. In terms of para 3.4 of DOPT's O.M. No. 35034/7/97-Estt.(D) dated 08.02.2002, the **bench mark** for promotion in selection posts below the pre-revised pay scale of Rs. 12000-16500 (Revised as Rs. 15600-39100 + Grade Pay of Rs. 7600), is 'Good' and the DPC shall grade the officer as 'Fit' or 'Unfit' only w.r.t. the bench mark of 'Good' only. Those who are graded as 'Fit' shall be included in the select panel prepared by the DPC in order of their inter-se-seniority in the feeder grade.

5.1 Shri Dally Gill, Inspector (Adhoc Superintendent, Group 'B') has not been taken in to consideration for regular promotion to the grade of Superintendent, Group 'B' for filling up the vacancies for the vacancy year 2024 due to the reasons as mentioned in the para 4.1 of aforesaid note.

5.2 Shri Manoj Kumar Bairwa (SC), Inspector has also not been taken in to consideration for promotion to the grade of Superintendent, Group 'B' for filling up the vacancies for the vacancy year 2024 due to the reasons as mentioned in the paras 4.2 of aforesaid note. One post reserved for the SC category has been kept vacant for Shri Manoj Kumar Bairwa (SC), Inspector.

5.3 Shri Vijay Kumar Dhuriya and Shri Karan Kumar, Inspectors have also not been taken in to consideration for promotion to the grade of Superintendent, Group 'B' for filling up the vacancies for the remaining period of vacancy year 2024 due to the reasons as mentioned in the para 7.7 of aforesaid note.

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6. In terms of the DoP&T's O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, the crucial date of eligibility will be 1st January, 2024 for the Vacancy Year 2024.

7.1 The Ministry vide letter F.No. A-10A60/42/2021-Ad.II.B dated 17.06.2022 has forwarded DoPT's OM dated 17.05.2022 issued under F.No. 36012/1/2020-Estt.(Res.II) regarding reservation in promotion to Persons with Benchmark Disabilities (PwBDs). As per the said OM dated 17.05.2022, four percent of vacancies for promotion to the grade of Superintendent, Group 'B' shall be reserved for PwBDs.

7.2 In terms of Board's letter F.No. C-18011/15/2023-Ad.II/Pt.I dated 09.01.2024 readwith DoPT's O.M. dated 28.12.2023, the benefit of reservation in promotion to PwBD candidates in Group 'B' and 'C' posts has been extended w.e.f. 30.06.2016. Accordingly, a Review DPC in the grade of Superintendent was held in CGST Jaipur Zone, Jaipur on 17.09.2024. After the Review DPC and revision of roster w.e.f. 30.06.2016 extending the benefit of reservation in promotion to PwBD candidates in the grade of Superintendent, Group 'B' (Gazetted), the following three points are reserved for PwBD category for the remaining period of vacancy year 2024 :-

Sl. No.	Point No. & cycle reserved for PwBD	Category of PwBD	No. of vacancies	Vacancy Year
1.	76 (Cycle-II)	Multiple disabilities	1	2022
2.	26 (Cycle-III)	Deaf & hard of hearing	1	2023
3.	51 (Cycle-III)	Blindness & low vision	1	2024

7.3 As per para 13.1 of the DoPT's aforesaid O.M. dated 17.05.2022, in the subsequent year, if a PwBD of required category is not available, the reservation can be exchanged with the other categories, so that post can be filled by a person with other category of disability, if possible. If a PwBD candidate of other category is within the zone of consideration and within the number of vacancies available, he cannot be denied promotion on the grounds of disability. If it is not possible to fill up the post by reservation even in the second year, the post may be filled by a person other than a PwBD, and the reservation shall be carried forward for two subsequent recruitment years, whereafter it shall lapse. Reportedly, one post of PwBD category (Multiple Disabilities) of point No. 76 of Cycle-II had already been filled by an officer other than a PwBD category and one post of PwBD (Deaf & Hard of Hearing) of point No. 26 (Cycle-III) may be exchanged with the other category of eligible PwBD officer for the vacancy year 2024.

7.4 No PwBD category Inspector is available even in the extended zone of consideration.

8.1 As stated in the note, total 26 officers (23 from normal zone + 3 from extended zone) had already been assessed by the Original DPC dated 28.12.2023 and supplementary DPC dated 05.06.2024 for filling up 24 vacancies for the vacancy year 2024. Out of which, 18 officers (including 2 in extended panel) were found 'Fit', 1 officer was found 'Unfit' and findings in respect of 7 officers were kept in sealed cover. This 2nd supplementary DPC, has been held for filling up 11 vacancies for promotion to the grade of Superintendent, Group 'B' for the remaining period of vacancy year 2024. Hence, there are total 27 vacancies (16 already filled up + 11 vacant) in the grade of Superintendent, Group 'B' during the remaining period of vacancy year 2024. In terms of DoPT's OMs dated 06.01.2006 and 30.01.2015, the normal as well as extended zone of consideration for 27

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vacancies is 44 (1.5 X 27 vacancies + 3) and 135 (5 times of 27) respectively. Since, 23 officers who are falling in the normal zone of consideration of 44 officers for the vacancy year 2024, have already been assessed by the original DPC dated 28.12.2023 and supplementary DPC dated 05.06.2024, therefore, normal zone of consideration for 2nd Supplementary DPC will now be 21 (44-23 already assessed) and extended zone of consideration will be 109 (135-26 already assessed).

8.2 Accordingly, eligible 21 Inspectors available in the normal zone of consideration have been taken in to consideration for promotion to the grade of Superintendent, Group 'B' for the remaining period of vacancy year 2024. No SC category Inspector is available even in the extended zone of consideration.

9. As per DOPT's O.M. No. 89011/7/90-Estt.B dated 08.02.1991, normally the DPC is expected to recommend a reserved candidate against a reserved vacancy. If no suitable reserved candidate is available, it is open to the appointing authority either to keep the post vacant or to de-reserve the reserved vacancy and fill up the same by appointing a general candidate. Further, if the Ministry / Department want to fill up the reserved vacancy by a general candidate, they may initiate action for getting it de-reserved. Thereafter, a fresh DPC may be held for filling up that vacancy by a general candidate. An exception to this general rule will be made by the UPSC only in exceptional cases. As per the CBEC's letter F.No. A-14011/3/92-Ad.III.A dated 18.05.1993, no de-reservation proposal will be entertained for consideration by the Board, where DPC has already recommended / empanelled general candidates against posts proposed to be de-reserved. The DPC should consider and recommend general candidates against these posts only after these are de-reserved.

10.1 The DoPT vide O.M No. 36012/16/2019-Estt. (Res.) dated 12.04.2022 has issued instructions regarding Reservation in promotions. The O.M. contains the procedure to be followed prior to effecting reservation in **the matter of promotions** by all departments of the Central Government in pursuance of judgement dated 28.01.2022 of the **Hon'ble Supreme Court** of India in the case of **Jarnail Singh** and Ors. V Lachhmi Narain Gupta and Ors. The relevant paras of the said O.M. dated 12.04.2022 are reproduced as under:

"2. *In the judgement dated 28.01.2022, the Supreme Court has set out the conditions that are to be satisfied by the Government for the purpose of implementing the policy of reservations in promotions. These conditions are:*

- (i) *Collection of quantifiable data regarding inadequacy of representation of Scheduled Castes and Scheduled Tribes;*
- (ii) *Application of this data to each cadre separately; and*
- (iii) *If a roster exists, the unit for operation of the roster would be the cadre for which the quantifiable data would have to be collected and applied in regard to the filling up of the vacancies in the roster.*

This judgement currently holds the field.

3. *All the Ministries/Departments are required to ensure that the above conditions are complied with before implementing the policy of reservation in promotions and carrying out any promotions based thereon.*

4. *For this purpose, all Ministries/Departments are also required to ensure the following:*

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- a. In terms of DoPT OM No. 43011/153/2010-Estt (res.) dated 04.01.2013, the Liaison Officer shall ensure that the reservation rosters are strictly maintained as per the instructions/guidelines, laid down in DoPT OM No. 36012/2/96-Estt (Res.), dated 02.07.1997.
- b. In order to ensure maintenance of efficiency of administration, the DPC shall carefully assess the suitability of the officers, being considered for promotion.
- c. The appointing authority shall issue the appointment/promotion orders only after satisfying itself that the conditions mentioned in paragraph 2 and sub para (a) & (b) of this paragraph have been fully complied with.

5. Since the **Jarnail Singh** batch of cases is pending in the Supreme Court of India, any promotion order shall be subject to further orders that may be passed by the Supreme Court in the said batch of cases.

6. All Ministries/Departments are requested to urgently bring these instructions to the notice of all their attached/ subordinate offices as also the Public Sector Undertakings and Statutory Bodies etc. for adherence and strict compliance."

10.2 It is stated that the reservation rosters for promotions are being maintained as per the instructions/guidelines as laid down in DoPT's OM No. 36012/2/96-Estt. (Res.), dated 02.07.1997. The C&AG vide Circular No. 9/NGE//98 No. 108/NGE. (App.)3/97, dated 23.01.1998 had issued clarification of doubts in DoPT's O.M. No. 36012/2/96-Estt. (RES.), dated 02.07.1997 in consultation with the DoPT. As per doubt No. 5 of the said circular dated 23.01.1998, "own merit" concept is not applicable in promotions.

11. As per DOPT's O.M. No. 22011/8/87-Estt.(D) dated 09.04.1996, the DPC shall prepare an extended panel when persons included in the panel are already on deputation. The DOPT also decided that while giving the extended panel, the DPC should stipulate a condition against the additional names to the effect that they will be permitted only in the event of the officer (s) in regular panel not being available for promotion/appointment for the reason given by the Ministry /Department.

12. The DoP&T vide its O.M. No. 22011/5/86-Estt. (D), dated 10.04.1989 has issued guidelines for DPC.

- In terms of para 6.2.1 (a) of the DPC guidelines, the DPC should consider CRs for equal number of years in respect of all officers under consideration for promotion subject to (c) below.

- In terms of para 6.2.1 (b) of the DPC guidelines, the DPC should assess the suitability of the employees for promotion on the basis of their service record and with particular reference to the CRs for the five preceding years irrespective of the qualifying service prescribed in the service/Recruitment Rules.

- In terms of para 6.2.1 (c) of the DPC guidelines, where one or more CRs have not been written for any reason during the relevant period, the DPC should consider the CRs of the years preceding the period in question and if in any case even these are not available, DPC should take the CRs of the lower grade into account to complete the number of CRs required to be





considered as per (b) above. **If this is also not possible, all the available CRs should be taken into account.**

- In terms of para 6.2.1 (e) of the DPC guidelines, the DPC should not be guided merely by the overall grading, if any, that may be recorded in the CRs but should make its own assessment on the basis of the entries in the CRs, because it has been noticed that sometimes the overall grading in CR may be inconsistent with the grading under various parameters or attributes.

- As per para 17.10 of the DPC guidelines regarding date from which promotion are to be treated as regular, the general principle is that, promotion of officers included in the panel would be regular from the date of validity of the panel or the date of their actual promotion, whichever is later.

13 (i). In terms of the DoP&T O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, the APARs for five years i.e. **2021-2022, 2020-2021, 2019-2020, 2018-2019, and 2017-2018**, have been taken into consideration for the vacancy year 2024 (1st January 2024 to 31st December 2024). Shri Amit Kumar, Inspector has joined department on 12.09.2019. Therefore, his APARs for years 2019-2020 to 2021-2022 have been considered.

13 (ii) The Vigilance / Non-Vigilance status, Gradation Chart of five years **2021-2022, 2020-2021, 2019-2020, 2018-2019, and 2017-2018** or available APARs in respect of **Shri Amit Kumar** alongwith CCR dossiers and penalty statement in respect of Inspectors under consideration, have been examined by the DPC.

14. The DPC find that as per the Superintendent of Central Excise, Recruitment Rules, 2019 issued vide G.S.R. No. **249 dated 05.08.2019**, forwarded by the Board under letter F.No. A-12018/10/2012-Ad.IIB, dated 26.08.2019, the post of Superintendent, "Group B" is to be filled up by the "**Selection Method**". In terms of para 3.4 of DOPT's O.M. No.35034/7/97-Estt. (D), dated 08.02.2002, the bench mark for promotion in selection posts below the pre-revised pay scale of Rs. 12000-16500 (Revised as Level-12 in Pay Matrix Rs. 78800-209200), is '**Good**' and the DPC should grade the officer as 'Fit' or 'Unfit' only w.r.t. the bench mark of '**Good**' only. Those who are graded as 'Fit' are included in the select panel prepared by the DPC in order of their inter-se-seniority in the feeder grade. As per the criterion adopted by the DPC for making selection, **the candidates whose grading in all 5 ACRs or available APARs in respect of Shri Amit Kumar are at least equivalent to 'Good' without any adverse remarks, have been graded as 'Fit'.**

15(i). On the basis of the said criteria for making selection for promotion to the grade of Superintendent Group "B", the recommendations of this DPC for regular promotion to the grade of Superintendent, Group 'B' for filling up 11 regular vacancies (**6 UR + 5 SC**) including 3 vacancies reserved for PwBDs (one for deaf and hard of hearing, one for blindness & low vision and other for multiple disabilities) for the remaining period of vacancy year 2024, are as under: -

S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
1.	Amit Kumar	UR	27.03.90	12.09.19	FIT
2.	Umesh Sharma	UR	13.09.90	22.08.16	FIT
3.	Bharat Kalra	UR	18.12.89	30.05.16	FIT
4.	Pushpanshu Mangal	UR	06.08.91	16.05.16	FIT
5.	Yogesh Khunteta	UR	15.04.73	15.10.14	FIT (extended panel)

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
6.	Pardeep Malik	UR	20.10.90	02.06.16	Not considered for want of UR category vacancy.
7.	Jitendra Kumar Avasthi	UR	05.02.90	20.05.16	Not considered for want of UR category vacancy.
8.	Nilam Kumari	UR (OBC)	22.11.91	26.05.16	Not considered for want of UR category vacancy.
9.	Nitesh Samsukha	UR	15.08.89	12.05.16	Not considered for want of UR category vacancy.
10.	Deepak Gupta	UR	19.04.70	15.10.14	Not considered for want of UR category vacancy.
11.	Puneet Newalia	UR	26.10.89	13.05.16	Not considered for want of UR category vacancy.
12.	Amit Kumar Garg	UR	11.07.89	30.05.16	Not considered for want of UR category vacancy.
13.	Rajesh Batra	UR	02.06.71	15.10.14	Not considered for want of UR category vacancy.
14.	Anish Bhalla	UR	15.07.87	26.05.16	Not considered for want of UR category vacancy.
15.	Chhitar Mal Jat	UR	01.04.69	15.10.14	Not considered for want of UR category vacancy.
16.	Durgesh Singh Bisen	UR	21.09.90	27.05.16	Not considered for want of UR category vacancy.
17.	Dheerendra Khandelwal	UR	23.04.92	09.05.16	Not considered for want of UR category vacancy.
18.	Ankul Choudhary	UR	28.09.89	20.05.16	Not considered for want of UR category vacancy.
19.	Dinesh Kumar Luniya	UR (OBC)	15.01.87	23.05.16	Not considered for want of UR category vacancy.
20.	Ankit Shokeen	UR	19.11.90	16.05.16	Not considered for want of UR category vacancy.
21.	Nitin Kharbanda	UR	11.07.91	09.05.16	Not considered for want of UR category vacancy.

15 (ii). On the basis of the above recommendations, the following **select panel** is drawn for promotion to the grade of Superintendent, Group 'B' (Gazetted) for filling up **4 unreserved regular vacancies**, out of **11 regular vacancies (6 UR + 5 SC)** including 3 vacancies reserved for the PwBD category :-

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S. No	Name of Inspectors (S/Shri)	Category	Date of Birth
1.	Amit Kumar	UR	27.03.90
2.	Umesh Sharma	UR	13.09.90
3.	Bharat Kalra	UR	18.12.89
4.	Pushpanshu Mangal	UR	06.08.91

Shri Umesh Sharma is presently on deputation to CBI upto 04.01.2027, therefore, in terms of DOPT's O.M. No. 22011/8/87-Estt (D) dated 09.04.1996, an extended panel for promotion to the grade of Superintendent, Group 'B' for the panel/vacancy year 2024, is drawn as under :

Sl. No.	Name of Inspector	Category	Date of Birth
1.	Shri Yogesh Khunteta	UR	15.04.73

Two PwBD UR vacancies reserved for deaf & hard of hearing and blindness & low vision candidate could not be filled up due to non availability of candidate of any PwBD category even in the extended zone of consideration. Therefore, two UR vacancies are being kept vacant in terms of para 13.1 of DoPT's O.M. dated 17.05.2022 issued under F.No. 36012/1/2020-Estt.(Res.II).

No SC category Inspector has been selected for promotion to the grade of Superintendent, Group 'B' (Gazetted) against 5 regular vacancies reserved for the SC category due to non availability of candidate of SC category even in extended zone of consideration. Therefore, the said 5 regular vacancies reserved for the SC category in the grade of Superintendent, Group 'B' (Gazetted) are kept vacant in terms of the DOPT's O.M. F.No.89011/7/90-Estt.B dated 08.02.1991 and CBEC's letter F. No. A-14011/3/92-Ad.III.A dated 18.05.1993 as discussed/mentioned in the note.



(Mahendra Ranga)
Chief Commissioner,
CGST & Central Excise (JZ), Jaipur
(Chairman)



(Chetan Kumar Jain)
Principal Commissioner (Cadre Control),
CGST & Central Excise, Jaipur
(Member)



(Rishi Yadav)
Additional Commissioner (CCU),
CGST & Central Excise (JZ), Jaipur
(Member)

OFFICE OF THE PRINCIPAL COMMISSIONER
CGST & CENTRAL EXCISE, JAIPUR ZONE, JAIPUR

Minutes of the Review DPC held on 29.08.2023 in respect of DPC / Supplementary DPC/ Review DPC held on 23.03.2018, 29.05.2018 (Reviewed on 23.07.2019), 06.08.2019, 31.12.2019 (Reviewed on 10.07.2020), 04.09.2020, 22.12.2020 and 27.09.2022 for the vacancy years 2018, 2019, 2020, 2021 and 2022 for regular promotion to the Grade of Superintendent, Group "B" in Level-8 in Pay Matrix Rs. 47600/- - 151100/- from amongst the Inspectors in Level-7 in Pay Matrix Rs. 44900/- - 142400/-.

Present:

(S/Shri)

- | | | | |
|----|---|-------|----------|
| 1. | Mahendra Ranga,
Chief Commissioner,
CGST & Central Excise (JZ),
Jaipur | ----- | Chairman |
| 2. | Chetan Kumar Jain,
Principal Commissioner,
CGST & Central Excise
Commissionerate, Jaipur | ----- | Member |
| 3. | Sugriva Meena,
Commissioner,
Customs (P) Commissionerate,
Jodhpur (Hqrs. at Jaipur) | ----- | Member |
| 4. | Sumit Kumar Yadav,
Additional Commissioner(CCU),
CGST & Central Excise,
Jaipur. | ----- | Member |

The DPC comprising of the aforementioned officers, has been informed vide self contained note that vide this office letter F.No. II-34(02)CCU/JZ/2017/178-188 dated 14.05.2017, letter F.No. II-34(02)CCU/JZ/2017/Pt/318 dated 07.05.2018 and II-34(01)CCU/JPR/2022/1022 dated 17.09.2022, seniority list of Inspectors as on 31.12.2016, 31.03.2018 and 31.12.2021 respectively, were issued in terms of DoPT's O.M. No. 20011/1/2012-Et.(D) dated 04.03.2014 and Ministry/Board's instructions. The DoPT's aforesaid O.M. dated 04.03.2014 was issued in pursuance of **Hon'ble Supreme Court** judgment dated 27.11.2012 in Civil Appeals No. 7514-7515/2005 in the case of **N.R. Parmar Vs. UOI & Ors** in consultation with the Department of Legal Affairs. The para 5 of the said O.M. dated 04.03.2014 provides that:

The matter has been examined in pursuance of **Hon'ble Supreme Court Judgment on 27.11.2012**, in Civil Appeal No. 7514-7515/2005 in the case of **N.R. Parmar vs. UOI & Ors** in consultation with the Department of Legal Affairs and it has been decided, that the manner of determination of inter-seniority of direct recruits and promotees would be as under:

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- (a) DOPT OM No.2001/1/2006-Estt.(D) dated 03.03.2008 is treated as non-existent/withdrawn ab initio;
- (b) The rotation of quota based on the available direct recruits and promotees appointed against the vacancies of a Recruitment Year, as provided in DOPT O.M. dated 7.2.1986/3.07.1986, would continue to operate for determination of inter-se-seniority between direct recruits and promotees;
- (c) The available direct recruits and promotees, for assignment of inter se seniority, would refer to the direct recruits and promotees who are appointed against the vacancies of a Recruitment Year;
- (d) Recruitment Year would be the year of initiating the recruitment process against the vacancy year;
- (e) Initiation of recruitment process against a vacancy year would be the date of sending of requisition for filling up of vacancies to the recruiting agency in the case of direct recruits; in case of promotees the date on which a proposal, complete in all respects, is sent to UPSC/Chairman-DPC for convening of DPC to fill up the vacancies through promotion would be the relevant date.
- (f) The initiation of recruitment process for any of the modes viz. direct recruitment or promotion would be deemed to be the initiation of recruitment process for the other mode as well;
- (g) Carry forward of vacancies against direct recruitment or promotion quota would be determined from the appointments made against the first attempt for filling up of the vacancies for a Recruitment Year;
- (h) The above principles for determination of inter se seniority of direct recruits and promotees would be effective from 27.11.2012, the date of Supreme Court Judgment in Civil Appeal No.7514-7515/2005 in the case of N.R. Parmar Vs. UOI & Ors
- (i) The cases of seniority already settled with reference to the applicable interpretation of the term availability, as contained in DOPT O.M. dated 7.2.86/3.7.86 may not be reopened.

2. At the time of issuance of aforesaid seniority lists of Inspectors, the seniority of Direct recruit Inspectors (including ICT Inspectors and Inspectors appointed through Staff Selection Commission) and promotees, was fixed as per the ratio 2 : 1 as prescribed for direct recruitment & promotion (i.e. 66.67% & 33.33%) respectively, in the Recruitment Rules of Inspector, Central Excise, 2002. **The Inspectors who were transferred from other zones to Jaipur Zone against direct quota vacancies (66.67% of vacancies) were treated as direct recruits Inspectors and their seniority was fixed with the promotee Inspectors as per the said ratio** and their seniority was also fixed in light of the Ministry's letter F.No. A-22015/23/2011-Ad.III.A dated 27.10.2011 which provides that the transferee will be placed below all officers appointed regularly to that post/grade on the date of his/her appointment on transfer basis in terms of Para 3.5 of DoPT's O.M. dated 03.07.1986. In other words, such a transferee will be junior to those regularly appointed officers prior to his/her transfer. However, such transferred officer will retain his/her eligibility of the parent Commissionerate for his/her promotion to the next higher grade, etc.

3. The seniority of Inspectors who were appointed through Staff Selection Commission, was fixed in terms of DoPT's aforesaid O.M. dated 04.03.2014. For example, the seniority of Inspectors who were appointed in the year 2016 through the Staff Selection Commission against the vacancy year 2014-15 from the Combined Graduate Level Examination (CGLE) 2014, was fixed/determined from the year 2014-2015 (i.e. Recruitment year/Vacancy year) with the officers who were promoted as Inspector in the year 2014-15.

4.1 On the representation of Inspector appointed in the year 2016 from the CGLE-2014 through Staff Selection Commission, the Board had examined the


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matter of seniority of Inspectors of this zone and issued the clarifications vide letters F.No. A-32018/02/2022-Ad.III.A dated 10.11.2022, 03.02.2023 and 23.06.2023.

4.2 The Ministry vide aforesaid letters clarified that **(i) adjusting the ICT officers against the DR vacancies does not mean that the ICT officers are to be treated as a DR officers (open market) for the purpose of seniority fixation**, as ICT transfers were effected under the then policy of the Board, whereas, the DR (open market) were appointed on the recommendation of the recruitment agency (Staff Selection Commission). **Thus, for fixation of DR's seniority vis-à-vis with PRs, DoPT's O.M.s applicable for the relevant period of DR was date of sending requisition to SSC for the period from 27.11.2012 to 18.11.2019 and not date of joining or appointment; (ii) there is no provision for rotation of an ICT officer with promotees; (iii) the Board's instructions dated 20.05.1980, 05.06.1998 and 27.10.2011 regarding fixation of seniority of ICT officers, are still in existence. The Ministry also intimated that the Board has not issued any direction to all CCAs in respect of Amit Kumar Judgment passed by Tribunal Order dated 13.10.2020 & the said Judgment was implemented in personam only.**

4.3 The Board's aforesaid instructions issued under letter F.No. A-22015/34/80-Ad.III.A dated 20.05.1980 and F.No. A-23011/3/97-Ad.III.A dated 05.06.1998 have been examined. The para 2(ii) of the said instruction dated 20.05.1980 is reproduced as under"

*"(ii) the transferee will not be entitled to count the service rendered by him in the former Collectorate for the purpose of seniority in the new charge. In other words, he will be treated as a new entrant in the Collectorate to which he is transferred and **will be placed at the bottom of the list of the temporary employees** of the concerned cadre in the new charge;"*

4.4 As per the Board's aforesaid instructions dated 05.06.1998, the question of fixation of seniority of the officers under Central Board of Excise and Customs on their Inter Commissionerate transfer on Compassionate grounds was re-examined by the Board **in consultation with the DoPT at length** and decided that seniority of Inter Commissionerate transferee will now strictly be regulated in terms of para 3.5 of DoPT's O.M. No. 22011/7/86-Estt. (D) dated 03.07.1986. The para 2 (ii) of Board's aforesaid letter F.No. 22015/34/80-Ad.III.B dated 20.05.1980 was modified as under:

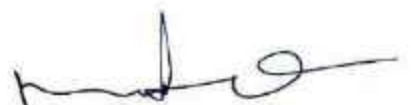
*"The transferee will not be entitled to count the service rendered by him in the former Commissionerate for the purpose of seniority in the new charge. The seniority of person appointed on transfer basis on their own request, since their transfer is not strictly in public interest, they may be placed below all officers appointed regularly to that post/grade on the date of their appointment on transfer basis in terms of para 3.5 of Department of Personnel and Training's O.M dated 03.07.1986. **In other words, such a transferee will be junior to those regularly appointed prior to his transfer. Therefore, if some promotees have already been appointed on regular basis prior to his appointment on transfer basis he will be junior to those promotees and if as a consequence of rota-quota some of those promotees become junior to some DRs then the transferee will become junior to those DRs also notwithstanding their date of joining.**"*

4.5 As per para 3.5 of DoPT's O.M. No. 22011/7/86-Estt.(D) dated 03.07.1986, in cases in which absorbee are not strictly in public interest, all transferred officers


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will be placed below all officers appointed regularly to the grade on the date of absorption.

5. Keeping in view of DoPT/Board's instructions as discussed in above paras, the seniority lists of Inspectors issued as on 31.12.2016 and 31.03.2018, have been revised and issued vide this office letter F.No. GCCO/II/26(1)2022/Admn. dated 23.08.2023. The following criteria/points have been taken into consideration for re-fixation of seniority of Inspectors in the revised seniority lists as on 31.12.2016 and 31.03.2018 in terms of the aforesaid instructions :

- (i) The ICT Inspectors have not been treated as direct recruits for the purpose of fixation of seniority. Therefore, they have not been rotated with promotee Inspectors as per the ratio (2 : 1) as prescribed for Direct recruits and promotees.
- (ii) The Inspectors appointed in this zone through Staff Selection Commission, have been treated as direct recruits only for the purpose of fixation of seniority and rotation with promotees as per the prescribed ratio 2:1 for DRs & PRs.
- (iii) The seniority of Inspectors who were transferred from other zones to Jaipur zone on Inter Commissioner Transfer (ICT) basis in pursuance of Board's instructions dated 27.10.2011 and the instructions as mentioned in the said instructions dated 27.10.2011, have been revised in light of the aforesaid instructions. The seniority of ICT Inspector(s) who had joined in this zone in any Recruitment year prior to initiation of process for the Original DPC for promotion/direct recruitment (through SSC), have been placed above to them (DRs & PRs).
- (iv) For example : During the Recruitment year 2014-2015, proposal for convening the Original DPC and Supplementary DPC for promotion to the grade of Inspector, was put up on 24.04.2014 & 08.10.2014 respectively before the Chairman of DPC and requisition and revised requisition for filling up the direct recruitment quota vacancies of Inspector were sent on 30.09.2014 and 24.03.2015 respectively. Therefore, **in terms of Para 5 (f) of DoPT's aforesaid O.M. dated 04.03.2014**, the date of initiation of recruitment process for direct recruitment in the grade of Inspector for the Recruitment year 2014-2015, has also been deemed/treated as 24.04.2014 (i.e. the date on which proposal for Original DPC was put up before the Chairman of DPC for promotion to the grade of Inspector for filling up the vacancies for the vacancy year 2014-2015). The ICT Inspectors (mentioned at Sl. No. 172,173 & 174 in the revised seniority list of Inspector as on 31.12.2016) who had joined in this zone during the vacancy year 2014-2015 prior to 24.04.2014 (date of put up the proposal in file for Original DPC held on 09.05.2014 for promotion to the grade of Inspector for filling up the vacancies of Recruitment/Vacancy year 2014-2015), have been placed above to all DRs & PRs who were recruited as Inspector through SSC from the CGLE – 2014 against the DR vacancies for the Recruitment/Vacancy Year 2014-2015 and promoted as Inspector for filling up the vacancies for the Recruitment/Vacancy Year 2014-2015. The ICT Inspectors (mentioned at Sl. No. 432 to 450) who had joined in this zone during the Recruitment/vacancy year 2014-2015 on or after 24.04.2014 (i.e. date of put up the proposal in file for Original DPC dated 09.05.2014 for promotion to the grade of Inspector for filling up the vacancies, for the vacancy year 2014-2015 was put up before the Chairman of DPC), have been placed below to all DRs and PRs who


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were appointed/promoted as Inspector against the vacancies of the Recruitment year 2014-2015.

Further, the seniority list of Inspectors issued as on 31.12.2021 has also been revised to the extent of the revised seniority list of Inspectors as on 31.03.2018 accordingly vide aforesaid letter dated 23.08.2023.

6. (i) As per para 18.1 of DPC guidelines, the proceedings of any DPC may be reviewed only if the DPC has not taken all material facts into consideration or if material facts have not been brought to the notice to the DPC or if there have been grave errors in the procedure followed by the DPC. Thus, it may be necessary to convene **review DPCs** to rectify certain unintentional mistakes, e.g. –

- (a) where eligible persons were omitted to be considered ; or
- (b) where ineligible persons were considered by mistake ; or
- (c) **where the seniority of a person is revised with retrospective effect resulting in variance of the seniority list placed before the DPC ; or**
- (d) where some procedural irregularity was committed by a DPC ; or
- (e) where adverse remarks in the CRs were toned down or expunged after the DPC had considered the case of the officer.

It has also been mentioned in the said para that these instances are not exhaustive but only illustrative.

(ii) Further, as per para 18.4.3 regarding **review DPC**, if the officers placed junior to the officer concerned have been promoted, he should be promoted immediately and if there is no vacancy, the junior most person officiating in the higher grade should be reverted to accommodate him. **On promotion, his pay should be fixed under FR-27 at the stage it would have reached, had he been promoted from the date the officer immediately below him was promoted but no arrears would be admissible.** The seniority of the officer would be determined in the order in which his name, on review, has been placed in the select list by DPC. If in any such case a minimum period of qualifying service is prescribed for promotion to higher grade, the period from which an officer placed below the officer concerned in the select list was promoted to the higher grade, should reckoned towards the qualifying period of service for the purpose of determining his eligibility for promotion to the next higher grade.

7. Consequent upon revision of seniority of Inspectors readwith para 18.1 (c) of DPC guidelines as discussed in above paras, following DPC / Supplementary DPC/ Review DPC for regular promotion to the Grade of Superintendent, Group "B" in Level-8 in Pay Matrix Rs. 47600/- - 151100/- from amongst the Inspectors in Level-7 in Pay Matrix Rs. 44900/- - 142400/-, have been reviewed:

Sl. No.	DPC/Supplementary DPC/Review DPC	Date of DPC/Supplementary DPC/Review DPC	Vacancy Year	Number of vacancies			
				UR	SC	ST	Total
1.	Original DPC	23.03.2018	2018	6	5	0	11
2.	Supplementary DPC	29.05.2018 (Reviewed on 23.07.2019)	2018	16	3	0	19
3.	Original DPC	06.08.2019	2019	11	4	0	15
4.	Original DPC	31.12.2019 (Reviewed on 10.07.2020)	2020	8	3	0	11

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5.	Supplementary DPC	04.09.2020	2020	7	1	1	9
6.	Supplementary DPC	22.12.2020	2020	5	1	0	6
7.	Supplementary DPC	27.09.2022	2020	2	8	2	12
8.	Original DPC	27.09.2022	2021	22	0	0	22
9.	Original DPC	27.09.2022	2022	14	0	2	16 (including one vacancy of PH(OH))

8. The details of select panels prepared by the aforesaid DPC/Supplementary DPC/Review DPCs, are as under :-

(1) **Original DPC dated 23.03.2018 for filling up 11 vacancies (6 UR + 5 SC) for the vacancy year 2018**

As per DoPT's O.M. No. 22011/2/2002-Estt. (D) dated 06.01.2006, normal zone and extended zone of consideration for filling up 11 vacancies, are 24 and 55 respectively but only 22 eligible Inspectors with 8 years service in the normal zone and only 3 eligible SC category Inspectors were available in the extended zone of consideration as on 01.04.2018. The aforesaid Original DPC dated 23.03.2018 had prepared the following select panel of Inspectors for promotion to the grade of Superintendent, Group 'B' :

Sl. No	Name of the Inspector S/Shri/Ms.	Category	Date of Birth	Date of joining as Insp.	Date of joining as Supdt.
1	2	3	4	5	6
1.	Raju Raj Kumar Mathur	-	25.11.67	07.01.92	11.10.18
2.	Anil Kumar Jain	-	25.10.71	06.12.02/ 20.07.06	25.05.18
3.	Harun Mohammed Pinara	OBC	10.01.80	22.03.10	24.05.18
4.	Arvind Kumar Saini	OBC	31.08.86	21.12.09	24.05.18
5.	Naveen Patwa	OBC	29.11.83	08.03.10	24.05.18
6.	Rajesh Kumar Vaishnav	OBC	29.07.79	30.12.09	24.05.18
7.	Dharmveer	SC	31.12.78	01.01.10	01.04.18
8.	Ms. Vandana Maurya	SC	07.05.86	01.01.10	01.04.18
9.	Raj Kumar Pannu	SC	25.06.78	21.10.09/ 28.02.11 (ICT)	01.04.18

Two unfilled posts of SC category (5 vacancies – 3 filled) were kept vacant due to non-availability of required number of eligible candidates of SC category in the zone of consideration.

There is no change in the consideration list of 22 officers prepared from the normal zone of consideration as per the revised seniority list of Inspectors. However, name of Shri Raj Kumar Pannu (SC) (Sl. No. 9 of above list) who was earlier falling within the extended zone of consideration, is now falling at Sl. No. 56 of in the consideration zone (i.e. beyond the prescribed extended zone of consideration of 55 Inspectors) as per the revised seniority list of Inspectors as on 31.12.2016, therefore, his name has been excluded from the aforesaid select panel prepared by the DPC dated 23.03.2018.

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(2) Supplementary DPC dated 29.05.2018 (Reviewed on 23.07.2019) for filling up 19 vacancies (16 UR + 3 SC) for the vacancy year 2018

(i) As per DoPT's O.M. No. 22011/2/2002-Estt. (D) dated 06.01.2006 and O.M. No. 22011/2/2014-Estt. D dated 30.01.2015, normal zone and extended zone of consideration for filling up total 28 vacancies (9 filled + 19 additional including 2 carried forwarded SC category vacancies), are 45 and 140 respectively. Out of aforesaid 45 Inspectors, 20 Inspectors were already assessed by the Original DPC dated 23.03.2018, therefore, 25 Inspectors (45-20) were required to be considered but only 16 eligible Inspectors with 8 years service as on 01.04.2018 were available in the normal zone for consideration and only 3 eligible SC category Inspectors were available in the extended zone of consideration as on 01.04.2018. S/Shri Manish Chaudhary and Vinod Kumar Gadhwal, Inspectors who had not completed 8 years service in the grade of Inspector as on 01.04.2018, were considered in compliance of Order dated 10.08.2018 of Hon'ble CAT Jaipur Bench, Jaipur in O.A. No. 291/233/2018, legal opinions dated 30.12.2018, 03.07.2019 and 16.07.2019 of Government Counsel and Board's letter F.No. CBEC-10C18/28/2018-Ad.II.B dated 12.07.2019.

In addition to above, two SC category Inspectors available in the extended zone of consideration were also considered for promotion to the grade of Superintendent, Group 'B' by the aforesaid Supplementary DPC dated 29.05.2018 (Reviewed on 23.07.2019).

(ii) The aforesaid Supplementary DPC dated 29.05.2018 (Reviewed on 23.07.2019) had prepared the following select panel of Inspectors for promotion to the grade of Superintendent, Group 'B' :

Sl. No.	Name of the Inspector S/Shri/Ms.	Category	Date of Birth	Date of joining as Insp.	Date of joining as Supdt.
1	2	3	4	5	6
1.	Nirmlesh Daksh	OBC	11.06.81	08.01.10	24.07.19
2.	Rohitash Kumar	-	17.01.82	16.11.09	25.07.19
3.	Praveen Kumar Sharma	-	10.08.85	17.03.10	25.07.19
4.	Anil Kumar Sharma	-	11.10.83	18.03.10	25.07.19
5.	Rakesh Kumar Derival	OBC	12.11.79	02.02.10	24.07.19
6.	Kartar Singh	-	22.11.84	18.11.09	25.07.19
7.	Manish Chaudhary	OBC	01.11.84	22.11.10	01.08.19
8.	Ravi Pal Singh	OBC	28.08.81	01.02.10	24.07.19
9.	Ramesh Kumar Saini	OBC	22.09.83	21.12.09	24.07.19
10.	Vinod Kumar Gadhwal	OBC	15.07.78	09.09.10	24.07.19
11.	Shashi Bala Poonia	OBC	02.02.81	01.02.10	24.07.19
12.	Vijay Kumar Singh Balwada	OBC	30.07.80	15.03.10	24.07.19
13.	Sushil Kumar	OBC	07.12.78	16.03.10	24.07.19
14.	Rajesh Kumar Yadav	OBC	15.03.80	29.01.10	24.07.19
15.	Mahesh Kumar	OBC	12.08.80	12.03.10	24.07.19
16.	Neelam	OBC	15.10.83	28.01.10	24.07.19
17.	Rajesh Anizwal	SC	11.09.81	21.12.09/ 08.03.13 (ICT)	24.07.19
18.	Anju Rewadia	SC	27.08.81	04.01.10 / 23.06.14 (ICT)	24.07.19 (Expired on 05.09.22)

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There is no change in the consideration list of 18 officers prepared from the normal zone of consideration as per the revised seniority list of Inspectors. However, name of Ms. Anju Rewadia (SC) (Sl. No. 18 of above list) who was earlier considered from the extended zone of consideration, is now falling at Sl. No. 372 of in the consideration zone (i.e. beyond the prescribed extended zone of consideration of 140 Inspectors) as per the revised seniority list of Inspectors as on 31.03.2018, therefore, her name has been excluded from the aforesaid select panel prepared by the supplementary DPC dated 23.05.2018 (select panel revised by the review supplementary DPC dated 23.07.2019).

Name of Shri Raj Kumar Pannu (SC), Inspector has been included in the separate consideration list of SC candidates from the extended zone. However, he has been reconsidered against the vacancies of the same vacancy year 2018 in which he was earlier selected for promotion by the old DPC dated 23.03.2018.

(3) **Original DPC dated 06.08.2019 for the vacancy year 2019**

(i) It is submitted that in terms of Superintendent of Central Excise Recruitment (Amendment) Rules, 2018 issued vide G.S.R. No. 1206(E) dated 13.12.2008 under FNo. A-12018/10/2012-Ad.IIB B (Part2), the junior/senior clause was applied in the aforesaid DPC dated 06.08.2019 for the vacancy year 2019.

(ii) The normal zone and extended zone of consideration for filling up 15 vacancies (11 UR including 2 cost recovery posts + 4 SC) were 26 and 75 respectively. 26 Inspectors available in the normal zone were considered. The aforesaid Original DPC dated 06.08.2019 had prepared the following select panel of Inspectors for promotion to the grade of Superintendent, Group 'B' :

Sl. No	Name of the Inspector	Category	Date of Birth	Date of joining as Insp.	Date of joining as Supdt.
1	2	3	4	5	6
1.	Shailesh Sharma	-	24.08.66	13.01.92	07.08.19
2.	Kishan Lal Meena	ST	06.01.84	07.04.10	07.08.19
3.	Nemi Chand Soni	OBC	05.01.78	20.07.10	07.08.19
4.	Ram Swaroop	SC	06.07.78	30.10.06/ 05.05.10	06.08.19
5.	Varun Tanwar	SC	10.10.81	28.07.10	07.08.19
6.	Prem Raj Joggpal	SC	02.07.86	12.05.10	07.08.19
7.	Smt. Uma Rani Verma	-	05.07.73	29.04.94	07.08.19
8.	Raj Gopal Dravid	-	16.05.70	02.05.94	07.08.19
9.	Anand Kumar Jain	-	03.06.72	02.05.94	07.08.19
10.	Pankaj Bhatt	-	07.05.70	29.04.94	07.08.19
11.	Girdhar Sharma	-	05.12.71	29.04.04	07.08.19
12.	Jai Kumar Somani	-	16.07.73	02.05.94	07.08.19
13.	Amar Chand Balotia	SC	18.07.69	23.01.95	07.08.19

There is no change in the consideration list of candidates except including the name of Shri Pradeep Kumar Khawal (SC), Inspector. Shri Pradeep Kumar Khawal (SC) who was earlier selected by the subsequent DPC held on 31.12.2019 for the vacancy year 2020, is now being included in the normal consideration list of this DPC as per the revised seniority list of Inspectors against the vacancies for the vacancy year 2019 instead of vacancy year 2020.

Two UR posts of Superintendent sanctioned on cost recovery basis were not filled due to non availability of required number of suitable candidates in the normal

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zone of consideration of 26 Inspectors by the aforesaid old DPC dated 06.08.2019.

Now, the aforesaid DPC dated 06.08.2019 for the vacancy year 2019, has been reviewed as per 16 vacancies (11 UR including 2 cost recovery + 5 SC including one carried forwarded SC vacancy due to exclusion of name of Ms. Anju Rewadia (SC) from the select panel prepared by the supplementary DPC dated 29.05.2018 (reviewed on 23.07.2019). As a result, one more SC category Inspector has been included in the normal zone of consideration for filling up 16 vacancies.

(4) Original DPC dated 31.12.2019 (Reviewed on 10.07.2020) for the vacancy year 2020 for filling up 11 vacancies (8 UR + 3 SC) excluding 2 cost recover posts due to non deposition of Cost Recovery Charges for the vacancy year 2020.

(i) The Recruitment Rules for the post of Superintendent of Central Excise in Level-8 in the Pay Matrix (Rs. 47600/- – 151100/-) have been amended and notified in the Gazette of India vide GSR 249 dated 05.08.2019 issued under F.No. A-12018/10/2012-Ad.II.B. These Rules have come into force on the date of their publication in the Official Gazette i.e. 10.08.2019. **As per these amended Recruitment Rules, the post of the Superintendent of Central Excise Group "B" is to be filled through promotion of Inspector of Central Excise in Level-7 in Pay Matrix Rs. 44900/- - 142400/- with two years' regular service in the grade and has successfully completed 2-4 weeks training as prescribed by the Department.**

(ii) The normal zone and extended zone of consideration for filling up 11 vacancies were 24 and 55 respectively. Out of 24 Inspectors available in the normal zone, 18 Inspectors were assessed for promotion. The aforesaid Original DPC dated 31.12.2019 had prepared the following select panel of Inspectors for promotion to the grade of Superintendent, Group 'B':

Sl. No	Name of the Inspector S/Shri/Ms.	Category	Date of Birth	Date of joining as Insp.	Date of joining as Supdt.
1	2	3	4	5	6
1.	Pradeep Kumar Khowal	SC	31.12.75	24.11.10/ 11.04.12	01.01.20
2.	Prahlad Kishore Bairwa	SC	02.07.66	24.11.10/ 11.04.12	01.01.20
3.	Ramji Lal Meena	ST	23.03.69	25.11.10/ 11.04.12	01.01.20
4.	Ramji Lal Verma	SC	21.08.72	15.03.11/ 11.04.12	01.05.20
5.	Pankaj Gupta	-	04.07.86	18.04.12	01.01.20
6.	Gautam Kumar	OBC	30.01.87	11.06.12	01.01.20
7.	Jalaj Verma	OBC	28.04.90	03.05.12	01.01.20
8.	Nitin Gupta	-	15.02.84	07.12.09/ 12.03.12 (ICT)	01.01.20
9.	Dharni Dhar Singh	-	12.02.66	05.02.92/ 15.03.12 (ICT)	27.01.20
10.	Paras Ram	OBC	04.06.81	23.10.09/ 07.05.12 (ICT)	01.05.20
11.	Vishal Solanki	OBC	01.07.80	21.10.09/ 27.08.12	21.07.20

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Name of Shri Pradeep Kumar Khawal (SC) mentioned at Sl. No. 8 in the old consideration list of normal zone of consideration has been excluded as his name has been included in the consideration list of earlier DPC 06.08.2019 against the vacancies of the earlier vacancy year 2019 instead of year 2020.

The 3 officers (mentioned at Sl. No. 18, 20 and 21 in the old consideration list of normal zone) namely S/Shri Vishal Solanki, Shekhar Sharma and Deepak Sharma, have been excluded from the old consideration list of the normal zone as they are now figuring beyond the normal zone of consideration as per the revised seniority list of Inspectors. The officer (mentioned at Sl. No. 11 of the aforesaid select panel) namely Shri Vishal Solanki has also been excluded from the select panel.

Name of Shri Vikas Sharma who was earlier falling in the normal zone but was not considered for want of vacancy, has been assessed for promotion as now his name is falling within the number of UR vacancies as per the revised seniority list of Inspectors. 4 new Inspectors have been included in the new consideration list of normal zone.

(5) **1st Supplementary DPC dated 04.09.2020 for filling up 9 vacancies (7 UR + 1 SC + 1 ST) for the vacancy year 2020**

(i) The normal zone and extended zone of consideration for filling up total 20 (11 + 9) vacancies were 33 and 100 respectively. Out of 33, 18 Inspectors available in the normal zone, were assessed for promotion. Hence, normal zone of 15 Inspectors (33-18 already assessed) were prepared for this 1st supplementary DPC date 04.09.2020. Extended zone of consideration for 4 ST category Inspectors and 2 SC category Inspectors, were also prepared at that time.

The aforesaid Supplementary DPC dated 04.09.2020 had prepared the following select panel of Inspectors for promotion to the grade of Superintendent, Group 'B' :

Sl. No.	Name of the Inspector S/Shri/Ms.	Category	Date of Birth	Date of joining as Insp.	Date of joining as Supdt.
1	2	3	4	5	6
1.	Pradeep Singh Panwar	-	12.04.69	25.07.12	09.09.20
2.	Shekhar Sharma	-	22.12.81	09.12.09/ 03.09.12 (ICT)	02.11.20
3.	Deepak Sharma	-	02.07.81	09.09.09/ 10.09.12 (ICT)	09.09.20
4.	Arun Kumar Deonaik Mishra	-	23.02.70	25.07.12	09.09.20
5.	Vikas Sharma	-	07.05.87	23.01.13	21.09.20
6.	Ashish Kaushik	-	16.10.84	01.01.13	09.09.20
7.	Govind Parashar	-	14.02.72	25.07.12	09.09.20
8.	Rajesh Kumar Mahawar	ST	19.12.68	25.07.12	09.09.20
9.	Satya Narayan Sutrakar	SC	31.05.69	25.07.12	09.09.20

It is submitted that as per the revised seniority lists of Inspectors, the names of S/Shri Shekhar Sharma, Deepak Sharma and Vikas Sharma (mentioned at Sl. No. 2, 3 & 5 in old consideration list of normal zone) have been excluded as well as from the select panel prepared by the old supplementary DPC dated 04.09.2020 for the vacancy year 2020.

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The names of S/Shri Kapil Sharma, Vinay Sood and Hanuman Prasad Suthar (OBC) who were earlier falling in the normal zone but were not considered for want of vacancies, have been assessed for promotion as now their names are figuring within the number of UR vacancies.

4 New Inspectors (S/Shri Mahendra Singh Diwach, Amar Singh, Udai Singh Gurjar and Ms. Ritu Verma have been included in the new consideration list of normal zone.

The names of S/Shri Lekhraj Daima (SC) and Satya Narayan Sutrakar (SC) have been excluded from the old separate consideration list of SC candidates prepared from the extended zone as now they have been considered by the earlier proposed Review DPC in respect of DPC dated 31.12.2019 (reviewed on 10.07.2020) against the vacancies of the same vacancy year 2020.

The SC category officers namely S/Shri R.K. Singh Chopra and Nemi Chand Balai from the extended zone of consideration have been taken into consideration for selection for filling up one SC vacancy.

(6) **2nd Supplementary DPC dated 22.12.2020 for filling up 6 vacancies (5 UR + 1 SC) for the vacancy year 2020**

(i) The normal zone and extended zone of consideration for filling up total 26 (11 + 9 + 6) vacancies were 42 and 130 respectively. Out of 42, 28 (18 + 10) Inspectors available in the normal zone, were already assessed for promotion. Hence, normal zone of 14 Inspectors (42-28 already assessed) were prepared for this 2nd supplementary DPC date 22.12.2020. Extended zone of consideration for 5 SC category Inspectors, were also prepared at that time.

The aforesaid Supplementary DPC dated 22.12.2020 had prepared the following select panel of Inspectors for promotion to the grade of Superintendent, Group 'B' :

Sl. No.	Name of the Inspector S/Shri/Ms.	Category	Date of Birth	Date of joining as Insp.	Date of joining as Supdt.
1	2	3	4	5	6
1.	Kapil Sharma	-	19.08.87	11.03.13	24.12.20
2.	Uma Shnkar Sharma	-	10.06.72	25.07.12	23.12.20
3.	Vinay Sood	-	11.05.86	27.12.12	23.12.20
4.	Hemant Kumar Arora	-	01.10.72	25.07.12	23.12.20
5.	Hanuman Prasad Suthar	OBC	15.11.81	31.12.12	23.12.20
6.	R.K. Singh Chopra	SC	30.06.66	25.07.12	24.12.20

As per the revised seniority lists of Inspectors, the names of S/Shri Kapil Sharma, Vinay Sood and Hanuman Prasad Suthar (OBC) (mentioned at Sl. No. 1, 3 & 5 in the old consideration list of normal zone) have been excluded as well as from the select panel prepared by the 2nd supplementary DPC dated 22.12.2020 against the vacancies of the vacancy year 2020. They have been considered in the earlier proposed review DPC in respect of supplementary DPC dated 04.09.2020.

Name of Shri R.K. Singh Chopra (SC) (Sl. No. 1 of old separate consideration list of SC candidate from the extended zone) have been excluded from the consideration list as well as select panel prepared by the supplementary DPC dated 22.12.2020 for the vacancy year 2020. He has been taken into consideration in the earlier proposed Review DPC in respect of supplementary DPC dated 04.09.2020 for the same vacancy year 2020.

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The names of S/Shri Sanwal Ram, Gajendra Singh Charan and Mahendra Singh Diwach who were earlier falling in the normal zone but were not considered for want of vacancies, have been assessed for promotion as their names are now falling within the number of UR vacancies.

Two new Inspectors (S/Shri Rajesh Gautam and Jambu Kumar Jain have been included in the new consideration list of normal zone.

Two SC category Inspectors namely S/Shri Nemi Chand Balai and Sumer Singh from the extended zone of consideration have also been taken into consideration for filling up one SC vacancy.

(7) **3rd Supplementary DPC dated 27.09.2022 for filling up the 12 vacancies (2 UR + 8 SC + 2ST) for the vacancy year 2020**

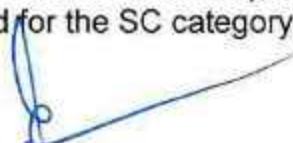
(i) The normal zone and extended zone of consideration for filling up total 38 (11 + 9 + 6 + 12) vacancies were 60 and 190 respectively. Out of 60, 35 (18 + 10+7) Inspectors available in the normal zone, were already assessed for promotion. Hence, normal zone of 25 Inspectors (60-35 already assessed) were prepared for this 3rd supplementary DPC date 27.09.2022. Extended zone of consideration for 8 SC/ST category Inspectors, were also prepared at that time.

The aforesaid Supplementary DPC dated 27.09.2022 had prepared the following select panel of Inspectors for promotion to the grade of Superintendent, Group 'B':

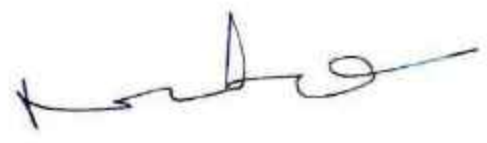
Sl. No.	Name of the Inspector S/Shri/Ms.	Category	Date of Birth	Date of joining as Insp.	Date of joining as Supdt.
1	2	3	4	5	6
1.	Sanwal Ram	OBC	01.07.89	17.10.12	28.09.22
2.	Shobha Saraswat	-	06.07.69	03.08.12	28.09.22
3.	Nemi Chand Balai	SC	12.06.67	27.07.12	28.09.22
4.	Sumer Singh	SC	10.09.68	03.08.12	28.09.22
5.	Sheela Meena	ST	22.09.68	25.03.13	28.09.22
6.	Vinor Kumar Mourya	SC	13.12.82	04.03.11/ 03.12.14 (ICT)	28.09.22
7.	Kanhaiya Lal	SC	01.05.64	09.05.14	28.09.22
8.	Ram Avtar Chauhan	SC	22.09.70	09.05.14	29.09.22
9.	Arun Kumar Baudh	SC	05.09.85	30.01.12 / 14.07.14 (ICT)	28.09.22
10.	Manoj Kumar Meena	ST	27.09.82	09.12.05 / 20.10.14 (ICT)	28.09.22
11.	Mohan Lal	SC	14.07.63	15.10.14/ 21.11.14 (ICT)	28.09.22

Shri Manoj Kumar Bairwa (SC), Inspector was not considered for promotion to the grade of Superintendent Group 'B' by this Supplementary DPC dated 27.09.2022 against the vacancies reserved for the SC category for the vacancy year 2020 as his initial promotion from Stenographer Grade-II to Stenographer Grade-I was not in accordance in the Recruitment Rules as per the Board's instructions. One post of Superintendent reserved for the SC category, was kept vacant for him.

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As per the revised seniority lists of Inspectors, the 4 officers (mentioned at Sl. No. 1, 3, 4 & 15 in the old consideration list of normal zone) namely S/Shri Sanwal Ram, Gajendra Singh Charan, Mahendra Singh Diwach and Nemi Chand Balai (SC) have been excluded from the old consideration list of normal zone. S/Shri Sanwal Ram and Nemi Chand Balai (SC) have been excluded from the old select panel prepared by the Supplementary DPC dated 27.09.2022. However, the said all 4 officers are now likely to be selected by the proposed earlier Review DPC in respect of supplementary DPC dated 22.12.2020 for the same vacancy year 2020.

The 4 new Inspectors have been included in the new consideration list of normal zone, however, their names are figuring beyond the number of UR vacancies in the new consideration list.

The 3 reserved category officers (mentioned at Sl. No. 5, 6 & 7 of old separate consideration list of SC/ST officers from the extended zone) namely S/Shri Arun Kumar Baudh (SC), Manoj Kumar Meena (ST) and Shiv Prakash (ST) have been excluded from the old separate list of SC/ST officers prepared from the extended zone as now their names are figuring beyond the extended zone of consideration. The officers mentioned at Sl. No. 5 & 6 (S/Shri Arun Kumar Baudh (SC) and Manoj Kumar Meena (ST)) have been excluded from the select panel prepared by the 3rd supplementary DPC dated 27.09.2022 for the vacancy year 2020.

The 2 new ST category officers namely S/Shri Nathee Lal Meena and Gopal Lal Meena have been included in the new separate consideration list of SC/ST officers from the extended zone of consideration for filling up remaining one ST vacancy.

(8) **Original DPC dated 27.09.2022 for filling up 22 UR vacancies for the vacancy year 2021**

(i) The normal zone of consideration of 36 Inspectors was prepared for filling up 22 UR vacancies. Out of 36, 30 Inspectors available in the normal zone, were assessed for promotion.

The aforesaid Supplementary DPC dated 27.09.2022 had prepared the following select panel of Inspectors for promotion to the grade of Superintendent, Group 'B' :

Sl. No.	Name of the Inspector S/Shri/MS	Category	Date of Birth	Date of joining as Insp.	Date of joining as Supdt.
1	2	3	4	5	6
1.	J.S.Mahawar	SC	15.07.67	11.10.91/ 04.04.94	03.10.22
2.	Gajendra Singh Charan	OBC	10.07.87	04.12.12	28.09.22
3.	Mahendra Singh Diwach	OBC	05.07.84	21.03.13	28.09.22
4.	Pawan Kumar Tailor	-	30.11.73	14.07.94	28.09.22
5.	Amar Singh	OBC	14.07.77	27.12.12	28.09.22
6.	Ritu Verma	OBC	31.10.81	19.12.12	28.09.22
7.	Jatin Kotia	OBC	18.10.84	14.12.12	28.09.22
8.	Guman Mal Singhal	-	05.05.85	10.09.09/ 18.12.13 (ICT)	28.09.22
9.	Chetan Swaroop Natwaria	OBC	29.04.86	14.09.09/ 18.12.13 (ICT)	28.09.22
10.	Rajesh Gautam (PH-OH)	-	01.01.76	29.12.15	28.09.22
11.	Jambu Kumar Jain (PH/HH)	-	16.11.88	21.02.13	28.09.22

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12.	Mahesh Kumar	-	25.01.79	16.09.05/ 25.02.13 (ICT)	28.09.22
13.	Sameer Mathur	-	28.08.72	25.03.13	28.09.22
14.	Sheela Sharma	-	17.05.69	25.03.13	28.09.22
15.	Laxmi Kant Yadav	OBC	29.06.70	25.03.13	28.09.22
16.	Dhirendra Singh Bhati	-	13.09.85	24.12.09/ 08.04.13 (ICT)	28.09.22
17.	Ashok Kumar	OBC	15.06.86	29.12.09/ 08.04.13 (ICT)	28.09.22
18.	Ramsnehi Jat	OBC	15.01.84	11.01.10/ 08.04.13 (ICT)	28.09.22
19.	Manoj Kumar Jat	OBC	02.08.81	22.09.09/ 10.04.13 (ICT)	28.09.22
20.	Ms. Priya Gupta	-	11.11.84	28.10.09/ 15.01.14 (ICT)	28.09.22
21.	Sanjay Kumar	OBC	02.07.72	27.03.14	28.09.22
22.	Ms. Khusbhu Narula	-	14.07.83	08.02.11/ 10.02.14 (ICT)	28.09.22

As per the revised seniority lists of Inspectors, the 3 officers (mentioned at Sl. No. 6, 7 & 9 in the old consideration list of normal zone) namely S/Shri Gajendra Singh Charan, Mahendra Singh Diwach and Amar Singh have been excluded from the old consideration list of normal zone as well as select panel prepared by the old DPC dated 27.09.2022 for the vacancy year 2021. However, S/Shri Gajendra Singh Charan and Mahendra Singh Diwach are likely to be selected by the earlier proposed Review DPC in respect of supplementary DPC dated 22.12.2020 for the vacancy year 2020. Further, Shri Amar Singh is likely to be selected by the earlier proposed Review DPC in respect of supplementary DPC dated 27.09.2022 for the vacancy year 2020.

The 6 new Inspectors are to be included in the new consideration list of normal zone. Out of these 6 officers, 3 namely Vishal Solanki, Shekhar Sharma and Deepak Sharma are likely to be selected by the proposed this Review DPC in respect of DPC dated 27.09.2022 for the vacancy year 2021. Further, 3 officers namely S/Shri Himmat Singh Naruka, Pavan Kumar and Puneet Kumar Gupta are figuring beyond the number of UR vacancies in the new consideration list.

(9) Original DPC dated 27.09.2022 for filling up 16 vacancies (14 UR + 2 ST) for the vacancy year 2022

(i) The normal zone and extended zone of consideration for filling up 16 vacancies were 27 and 80 respectively. 25 Inspectors available in the normal zone and 1 Inspector from extended zone (PH-OH category) were considered. The aforesaid Supplementary DPC dated 27.09.2022 had prepared the following select panel of Inspectors for promotion to the grade of Superintendent, Group 'B' :

Sl. No.	Name of the Inspector	Category	Date of Birth	Date of joining as Insp.	Date of joining as Supdt.
1	2	3	4	5	6
1.	Ram Avtar Meena	ST	07.03.71	27.03.14	28.09.22

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2.	Ms. Manita Jangid	OBC	10.08.88	22.03.11 / 10.02.14	13.03.23
3.	Sandeep Kumar	OBC	01.06.81	29.12.09 / 03.04.14	28.09.22
4.	Rupa Ram Choudhary	OBC	26.07.80	11.02.11 / 03.04.14	28.09.22
5.	Vikaram Singh Yadav	OBC	23.04.72	09.05.14	28.09.22
6.	Hemant Kumar Sharma	-	24.12.84	18.02.11 / 04.04.14	28.09.22
7.	Rajesh Deora	OBC	07.03.71	09.05.14	28.09.22
8.	Chandra Shekhar Soni	OBC	3.12.79	15.04.11 / 30.06.14	28.09.22
9.	Peeyush Moyal	OBC	24.03.84	05.05.11 / 30.06.14	28.09.22
10.	Amit Kumar	OBC	16.01.81	05.05.11 / 30.06.14	09.11.22
11.	Mukesh Kumar Mann	OBC	03.02.79	20.06.11 / 07.07.14	03.10.22
12.	Narendra Kumar Sharma	-	27.07.78	12.01.11 / 14.07.14	03.10.22
13.	Pritam Sharma	OBC	12.07.82	30.11.10 / 15.07.14	09.11.22
14.	Sanjay Saini	OBC	18.08.71	15.10.14	01.11.22
15.	Shiv Prakash	ST	07.02.87	30.12.10 / 22.10.14	01.12.22
16.	Nathee Lal Meena	ST (PH-OH)	12.05.69	15.10.14	28.09.22

As per the revised seniority lists of Inspectors, the name of officer (mentioned at Sl. No .9 in the old consideration list) namely Shri Ram Avtar Meena (ST) have been excluded from the consideration list.

The names of the 12 officers mentioned at Sl. No. 16 to 27 in the old consideration list, have been excluded from the old consideration list of normal zone as they are now figuring beyond the normal zone of consideration. Out of these officers, the officers mentioned at Sl. No. 16, 17, 18, 20, 21, 22, 24 and 25 are required to be reverted. The officer (mentioned at Sl.No. 24) namely Shri Sanjay Saini is likely to be considered/selected by the next fresh DPC.

The name of officer (mentioned at Sl. No. in the old consideration list of PwBD (PH) candidate) namely Shri Nathee Lal Meena (ST) (PH-OH), has been excluded from the consideration list as.

The 13 new Inspectors (mentioned at Sl. No. 13, 14, 16, 17 and 19 to 27 in the new consideration list of normal zone) have been included in the new consideration list of normal zone.

Two fresh ST category Inspectors have been included in the separate consideration list of ST candidates from the extended zone of consideration for filling up 1 ST vacancy for the vacancy year 2022.

9. In view of the position as explained above, now review DPC in respect of earlier DPCs/Supplementary DPCs/Review DPCs, has been conducted for filling up the following vacancies :-

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Sl. No.	DPC/Supplementary DPC/Review DPC	Date of DPC/Supplementary DPC/Review DPC	Vacancy Year	Number of vacancies			
				UR	SC	ST	Total
1.	Original DPC	23.03.2018	2018	6	5	0	11
2.	Supplementary DPC	29.05.2018 (Reviewed on 23.07.2019)	2018	16	4	0	20
3.	Original DPC	06.08.2019	2019	11	5	0	16
4.	Original DPC	31.12.2019 (Reviewed on 10.07.2020)	2020	8	3	0	11
5.	Supplementary DPC	04.09.2020	2020	7	1	1	9
6.	Supplementary DPC	22.12.2020	2020	5	1	0	6
7.	Supplementary DPC	27.09.2022	2020	2	8	2	12
8.	Original DPC	27.09.2022	2021	22	2	0	24
9.	Original DPC	27.09.2022	2022	15	0	1	16 (including one vacancy reserved for (PH-OH))

10. In terms of the DoPT's O.M. No.22011/4/2013-Estt. (D) dated 08.05.2017, the details regarding the crucial date for determining the eligibility for promotion and 5 APARs have been taken into consideration by this Review DPC for promotion to the grade of Superintendent, are as under :-

Sl. No.	DPC/Supplementary DPC/Review DPC	Date of DPC/Supplementary DPC/Review DPC	Vacancy Year	Crucial dated	Last 5 years ACR/APARs gradation have been assessed up to the year
1.	Original DPC	23.03.2018	2018	01.04.18	2015-2016
2.	Supplementary DPC	29.05.2018 (Reviewed on 23.07.2019)	2018	01.04.18	2015-2016
3.	Original DPC	06.08.2019	2019	01.01.19	2016-2017
4.	Original DPC	31.12.2019 (Reviewed on 10.07.2020)	2020	01.01.20	2017-2018
5.	Supplementary DPC	04.09.2020	2020	01.01.20	2017-2018
6.	Supplementary DPC	22.12.2020	2020	01.01.20	2017-2018
7.	Supplementary DPC	27.09.2022	2020	01.01.20	2017-2018
8.	Original DPC	27.09.2022	2021	01.01.21	2018-2019
9.	Original DPC	27.09.2022	2022	01.01.22	2019-2020

11. The DPC find that as per the old and new Recruitment Rules of Superintendent of Central Excise, the post of Superintendent, "Group B" is to be filled up by the "Selection Method". In terms of para 3.4 of DOPT's O.M. No.35034/7/97-Estt. (D), dated 08.02.2002, the bench mark for promotion in selection posts below the pre-revised pay scale of Rs. 12000-16500 (Revised as Level-12 in Pay Matrix Rs. 78800-209200), is 'Good' and the DPC should grade the officer as 'Fit' or 'Unfit' only w.r.t. the bench mark of 'Good' only.

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Those who are graded as 'Fit' are included in the select panel prepared by the DPC in order of their inter-se-seniority in the feeder grade. As per the criterion adopted by the DPC for making selection, **the candidates whose grading in all 5 ACRs are at least 'Good' without any adverse remarks, have been graded as 'Fit'**. The candidates whose grading are less than 'Good' in these 5 ACRs or with any adverse remarks in any ACR(s), have been graded as '**Unfit**' for regular promotion to the grade of Superintendent, "Group B". Further, the candidate who is undergoing the penalty period has been graded as '**Unfit**' after taken into account the circumstances leading to the imposition of the penalty and general service record of the officer.

12. The DoP&T, New Delhi vide its O.M. No. 22011/5/86-Estt. (D), dated 10.04.1989 issued following guidelines for DPC :

- In term of para 6.2.1 (a) of the DPC guidelines, the DPC should consider CRs for equal number of years in respect of all officers consideration for promotion subject to (c) below.

- In term of para 6.2.1 (b) of the DPC guidelines, the DPC should assess the suitability of the employees for promotion on the basis of their service record and when particular reference to the CRs for the five preceding years irrespective of the qualifying service prescribed in the service/Recruitment Rules.

- In term of para 6.2.1 (c) of the DPC guidelines, where one or more CRs have not been written for any reason during the relevant period, the DPC should consider the CRs of the years preceding the period in question and if in any case even these are not available, DPC should take the CRS of the lower grade into account to complete the number of CRs required to be considered as per (b) above. **If this is also not possible, all the available CRs should be taken into account.**

- In term of para 6.2.1 (e) of the DPC guidelines, the DPC should not be guided merely by the overall grading, if any, that may be recorded in the CRs but should make its own assessment on the basis of the entries in the CRs, because it has been noticed that sometimes the overall grading in CR may be inconsistent with the grading under various parameters or attributes.

- As per para 6.4.1 of the DPC guidelines regarding preparation of year wise panels by DPC where they have not met for a number of years, where for reasons beyond control, the DPC could not be held in a year (s), even though the vacancies arose during that year (or years), the first DPC that meets thereafter should follow the following procedures:-

Determine the actual number of regular vacancies that arose in each of the previous year (s) immediately preceding and the actual number of regular vacancies proposed to be filled in the current year separately.

(ii) Consider in respect of each of the years those officers only who would be within the field of choice with reference to the vacancies of each year starting with the earliest year onwards.

(v) Prepare a 'Select List' by placing the select list of the earlier year above the one for the next year and so on.

- In terms of para 6.4.3 of the DPC guidelines regarding service records to be scrutinized while preparing year wise panel, for the purpose of evaluation, the merit of the officers while preparing year wise panels, the scrutiny of the records of service of the officers should be limited to the

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records that would have been available had the DPC met at the appropriate time.

- In terms of para 6.4.4 of the DPC guidelines regarding promotion with only prospective, promotion will be made in the order of the consolidated select list, such promotions will have only prospective effect even in cases where the vacancies relate to earlier year(s).

- As per para 17.10 of the DPC guidelines regarding date from which promotion are to be treated as regular, the general principle is that, promotion of officers included in the panel would be regular from the date of validity of the panel or the date of their actual promotion, whichever is later.

13. As per para (2) of the DoP&T's O.M. No. 22011/4/91-Estt. (A), dated 14.09.1992, in respect of the Government Servants – (a) **who are under suspension, (b) to whom a charge-sheet has been issued and the disciplinary proceedings are pending, and (c) against whom prosecution for a criminal charge is pending,** the DPC shall assess their suitability along with other eligible candidates without taking into consideration the disciplinary case / criminal prosecution pending. The assessment of the DPC, including 'Unfit for promotion' and the grading awarded by it will be kept in a sealed cover.

14. In terms of para 7 (g) of DOPT's OM No. 22011/4/2007-Estt (D) dated 28.04.2014 readwith para 13 of the DPC guidelines, in accessing the suitability of the officer on whom a penalty has been imposed, the DPC will take into account the circumstances leading to the imposition of the penalty and decided whether in the light of general service record of the officer and fact of imposition of penalty, the officer should be considered for promotion. The DPC, after due consideration, has authority to assess the officer as 'unfit' for promotion. However, where the DPC considers that despite the penalty the officer is suitable for promotion, the officer will be actually promoted only after the currency of penalty is over. **As per para 7 (i) of the said DoPT's O.M. dated 28.04.2014, while there is no illegality in denying promotion during the currency of the penalty, denying promotion in such cases after the period of penalty is over would be in violation of the provisions of Article 20 of the Constitution.**

15. The Vigilance / Non-Vigilance status, Gradation Chart of five years and penalty statement in respect of officers under consideration, have been examined by the DPC.

16. In addition to above instructions, all other related instructions and rules & regulations as mentioned in the Self Contained Notes and Minutes of DPCs/Supplementary DPCs/Review DPCs which have been reviewed, are also applicable in this Review DPC for promotion to the grade of Superintendent, Group 'B'.

17(i). On the basis of the said criteria for making selection for promotion to the grade of Superintendent Group "B", the recommendations of this Review DPC in respect of following Original DPC / Supplementary DPC/Review DPC for regular promotion to the grade of Superintendent, Group 'B', are as under : -

(1) Original DPC dated 23.03.2018 for filling up 11 vacancies (6 UR + 5 SC) for the vacancy year 2018

A) Normal Zone of Consideration

S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
1.	Ajit Singh Dutt	Gen	12.06.60	01.11.80	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 23.03.2018 for the vacancy year 2018

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
2.	S.N.Sethi	Gen	08.03.59	18.04.83	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 23.03.2018 for the vacancy year 2018
3.	Dally Gill	Gen	07.04.66	13.12.91	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 23.03.2018 for the vacancy year 2018
4.	Shailesh Sharma	Gen	24.08.66	13.01.92	Already considered/assessed and found UNFIT by the Original DPC held on 23.03.2018 for the vacancy year 2018
5.	Navneet Goyal	Gen	01.09.68	15.01.92	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 23.03.2018 for the vacancy year 2018
6.	Sanjeev Kumar Mittal	Gen	06.02.1966	30.01.92	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 23.03.2018 for the vacancy year 2018
7.	Raju Raj Kumar Mathur	Gen	25.11.67	07.01.92	Already considered/ selected/ promoted by the DPC held on 23.03.2018 for the vacancy year 2018 (Supdt- 01.08.2018)
8.	Hanuta Ram	Gen	24.08.59	25.11.93	Already considered/assessed and found UNFIT by the Original DPC held on 23.03.2018 for the vacancy year 2018
9.	Prabhu Dayal Beniwal	SC	15.05.69	08.02.93	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 23.03.2018 for the vacancy year 2018
10.	J.S.Mahawar	SC	15.07.67	11.10.91/ 04.04.94	Already considered/assessed and found UNFIT by the Original DPC held on 23.03.2018 for the vacancy year 2018
11.	Radha Krishan Mishra	Gen	28.10.1968	06.06.1994	Already considered/assessed and found UNFIT by the Original DPC held on 23.03.2018 for the vacancy year 2018
12.	Jagdish Narayan Meena	ST	05.07.1965	05.05.1994	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 23.03.2018 for the vacancy year 2018
13.	Mukesh Jain,DR	-	20.06.66	13.03.92/ 11.02.2000	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 23.03.2018 for the vacancy year 2018
14.	Mukhlesh Jain	Gen	03.02.1964	06.12.2002/ 20.12.2002	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 23.03.2018 for the vacancy year 2018

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
15.	Anil Kumar Jain	-	25.10.71	Notional-06.12.02 Actual-20.07.06	Already considered/ selected/ promoted by the DPC held on 23.03.2018 for the vacancy year 2018 (Supdt- 25.05.2018)
16.	Bharat Lal Meena	ST	11.07.64	Notional 06.12.02 Actual-22.08.08	Already considered/assessed and found UNFIT by the Original DPC held on 23.03.2018 for the vacancy year 2018
17.	Harun Mohammed Pinara	OBC	10.01.80	22.03.10	Already considered/ selected/ promoted by the DPC held on 23.03.2018 for the vacancy year 2018 (Supdt- 24.05.2018)
18.	Arvind Kumar Saini	OBC	31.08.86	21.12.09	Already considered/ selected/ promoted by the DPC held on 23.03.2018 for the vacancy year 2018 (Supdt- 24.05.2018)
19.	Naveen Patwa	OBC	29.11.83	08.03.10	Already considered/ selected/ promoted by the DPC held on 23.03.2018 for the vacancy year 2018 (Supdt- 24.05.2018)
20.	Rajesh Kumar Vaishnav	OBC	29.07.79	30.12.09	Already considered/ selected/ promoted by the DPC held on 23.03.2018 for the vacancy year 2018 (Supdt- 24.05.2018)
21.	Nirmlesh Daksh	OBC	11.06.81	08.01.10	No need to be considered for want of vacancy
22.	Rohitash Kumar	-	17.01.82	16.11.09	No need to be considered for want of vacancy

B Extended Zone of Consideration: SC CAETGORY

S. No.	Name of Inspector (S/Shri)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
1.	Dharmveer	SC	31.12.78	01.01.10	Already considered/ selected/ promoted by the Original DPC held on 23.03.2018 for the vacancy year 2018 (Supdt- 01.04.2018)
2.	Vandana Maurya	SC	07.05.86	01.01.10	Already considered/ selected/ promoted by the Original DPC held on 23.03.2018 for the vacancy year 2018 (Supdt- 01.04.2018)

On the basis of the above recommendations, the following **select panel** is drawn for regular promotion to the grade of Superintendent, Group 'B' for filling up **8 vacancies (6 UR + 2SC)**, out of 11 (6 UR + 5SC) regular vacancies : -

S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth	Remarks
1.	Raju Raj Kumar Mathur	Gen	25.11.67	Promoted w.e.f. 01.08.2018 (i.e. after expiry of penalty period)

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S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth	Remarks
2.	Anil Kumar Jain	Gen	25.10.71	
3.	Harun Mohammed Pinara	OBC	10.01.80	
4.	Arvind Kumar Saini	OBC	31.08.86	
5.	Naveen Patwa	OBC	29.11.83	
6.	Rajesh Kumar Vaishnav	OBC	29.07.79	
7.	Dharmveer	SC	31.12.78	
8.	Ms. Vandana Maurya	SC	07.05.86	

On examination of the matter, it has been found that there is no change of placement of officers in the select panels prepared by the Original DPC dated 23.03.2018 and this Review DPC except exclusion of name of Shri Raj Kumar Pannu (SC). Shri Raj Kumar Pannu (SC) who was earlier selected by the Original DPC dated 23.03.2018 for the vacancy year 2018, is excluded from the select panel prepared by the said Original DPC dated 23.03.2018 as now his name is falling beyond the prescribed extended zone of consideration of 55 Inspectors as per the revised seniority list of Inspectors as on 31.12.2016.

- (2) Supplementary DPC dated 29.05.2018 (Reviewed on 23.07.2019) for filling up 20 vacancies (16 UR + 4 SC) for the vacancy year 2018

A) Normal Zone of Consideration

S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
1.	Nirmlesh Daksh	OBC	11.06.81	08.01.10	Already considered/ selected/ promoted by the Review DPC held on 23.07.2019 for the vacancy year 2018 (Supdt- 24.07.2019)
2.	Rohitash Kumar	Gen	17.01.82	16.11.09	Already considered/ selected/ promoted by the Review DPC held on 23.07.2019 for the vacancy year 2018 (Supdt- 25.07.2019)
3.	Praveen Kumar Sharma	Gen	10.08.85	17.03.10	Already considered/ selected/ promoted by the Review DPC held on 23.07.2019 for the vacancy year 2018 (Supdt- 25.07.2019)
4.	Anil Kumar Sharma	Gen	11.10.83	18.03.10	Already considered/ selected/ promoted by the Review DPC held on 23.07.2019 for the vacancy year 2018 (Supdt- 25.07.2019)
5.	Rakesh Kumar Deriwal	OBC	12.11.79	02.02.10	Already considered/ selected/ promoted by the Review DPC held on 23.07.2019 for the vacancy year 2018 (Supdt- 24.07.2019)
6.	Kartar Singh	Gen	22.11.84	18.11.09	Already considered/ selected/ promoted by the Review DPC held on 23.07.2019 for the vacancy year 2018(Supdt- 25.07.2019)

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
7.	Manish Chaudhary	OBC	01.11.84	22.11.10	Already considered/ selected/ promoted by the Review DPC held on 23.07.2019 for the vacancy year 2018 (Supdt- 01.08.2019)
8.	Ravi Pal Singh	OBC	28.08.81	01.02.10	Already considered/ selected/ promoted by the Review DPC held on 23.07.2019 for the vacancy year 2018 (Supdt- 24.07.2019)
9.	Ramesh Kumar Saini	OBC	22.09.83	21.12.09	Already considered/ selected/ promoted by the Review DPC held on 23.07.2019 for the vacancy year 2018 (Supdt- 24.07.2019)
10.	Vinod Kumar Gadhwal	OBC	15.07.78	09.09.10	Already considered/ selected/ promoted by the Review DPC held on 23.07.2019 for the vacancy year 2018 (Supdt- 24.07.2019)
11.	Shashi Bala Poonia	OBC	02.02.81	01.02.10	Already considered/ selected/ promoted by the Review DPC held on 23.07.2019 for the vacancy year 2018 (Supdt- 24.07.2019)
12.	Vijay Kumar Singh Balwada	OBC	30.07.80	15.03.10	Already considered/ selected/ promoted by the Review DPC held on 23.07.2019 for the vacancy year 2018 (Supdt- 24.07.2019)
13.	Sushil Kumar	OBC	07.12.78	16.03.10	Already considered/ selected/ promoted by the Review DPC held on 23.07.2019 for the vacancy year 2018 (Supdt- 24.07.2019)
14.	Rajesh Kumar Yadav	OBC	15.03.80	29.01.10	Already considered/ selected/ promoted by the Review DPC held on 23.07.2019 for the vacancy year 2018 (Supdt- 24.07.2019)
15.	Mahesh Kumar	OBC	12.08.80	12.03.10	Already considered/ selected/ promoted by the Review DPC held on 23.07.2019 for the vacancy year 2018 (Supdt- 24.07.2019)
16.	Neelam	OBC	05.10.83	28.01.10	Already considered/ selected/ promoted by the Review DPC held on 23.07.2019 for the vacancy year 2018 (Supdt- 24.07.2019)
17.	Rajesh Kumar	OBC	06.08.81	03.11.06/ 15.04.10 (ICT)	No need to be considered for want of vacancy
18.	Sunil Kumar	OBC	28.08.77	07.10.09/ 13.07.10 (ICT)	No need to be considered for want of vacancy

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B Extended Zone of Consideration: SC CAETGORY

S. No.	Name of Inspector (S/Shri)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
1.	Raj Kumar Pannu	SC	25.06.78	21.10.09/ 28.02.11	FIT
2.	Rajesh Anizwal	SC	11.09.81	21.12.09/ 08.03.13	Already considered/ selected/ promoted by the Review DPC held on 23.07.2019 for the vacancy year 2018 (Supdt- 24.07.2019)

On the basis of the above recommendations, the following **select panel** is drawn for regular promotion to the grade of Superintendent, Group 'B' for filling up **18 vacancies (16 UR + 2SC)**, out of 20 (16 UR + 4 SC) regular vacancies :-

S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth
1.	Nirmlesh Daksh	OBC	11.06.81
2.	Rohitash Kumar	Gen	17.01.82
3.	Praveen Kumar Sharma	Gen	10.08.85
4.	Anil Kumar Sharma	Gen	11.10.83
5.	Rakesh Kumar Deriwal	OBC	12.11.79
6.	Kartar Singh	Gen	22.11.84
7.	Manish Chaudhary	OBC	01.11.84
8.	Ravi Pal Singh	OBC	28.08.81
9.	Ramesh Kumar Saini	OBC	22.09.83
10.	Vinod Kumar Gadhwal	OBC	15.07.78
11.	Shashi Bala Poonia	OBC	02.02.81
12.	Vijay Kumar Singh Balwada	OBC	30.07.80
13.	Sushil Kumar	OBC	07.12.78
14.	Rajesh Kumar Yadav	OBC	15.03.80
15.	Mahesh Kumar	OBC	12.08.80
16.	Neelam	OBC	05.10.83
17.	Raj Kumar Pannu	SC	25.06.78
18.	Rajesh Anizwal	SC	11.09.81

On examination of the matter, it has been found that there is no change of placement of officers in the select panels prepared by the Supplementary DPC dated 29.05.2018 (Reviewed on 23.07.2019) and this Review DPC except exclusion of name of Ms. Anju Rewadia (SC) and inclusion of name of Shri Raj Kumar Pannu (SC). Ms. Anju Rewadia (SC) who was earlier selected by the Supplementary DPC dated 29.05.2018 (Reviewed on 23.07.2019) for the vacancy year 2018, is excluded from the select panel prepared by the said Supplementary DPC dated 29.05.2018 (Reviewed on 23.07.2019) as now her name is falling beyond the prescribed extended zone of consideration of 140 Inspectors as per the revised seniority list of Inspectors as on 31.03.2018.

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(3) Original DPC dated 06.08.2019 for 16 vacancies (11 UR + 5 SC) for the vacancy year 2019

A) Normal Zone of Consideration

S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
1.	Ajit Singh Dutt	Gen	12.06.60	01.11.80	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 06.08.2019 for the vacancy year 2019
2.	S.N.Sethi (Retired on 31.03.19)	Gen	08.03.59	18.04.83	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 06.08.2019 for the vacancy year 2019
3.	Dally Gill	Gen	07.04.66	13.12.91	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 06.08.2019 for the vacancy year 2019
4.	Shailesh Sharma	Gen	24.08.66	13.01.92	Already considered/ selected/ promoted by the DPC held on 06.08.2019 for the vacancy year 2019 (Supdt- 07.08.2019)
5.	Navneet Goyal (Retired on 23.08.2019 Under 56 J)	Gen	01.09.68	15.01.92	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 06.08.2019 for the vacancy year 2019
6.	Sanjeev Kumar Mittal	Gen	06.02.1966	30.01.1992	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 06.08.2019 for the vacancy year 2019
7.	Hanuta Ram(Retired on 31.08.2019)	Gen	24.08.59	25.11.93	Already considered/assessed and found UNFIT by the Original DPC held on 06.08.2019 for the vacancy year 2019
8.	Prabhu Dayal Beniwal (Removal from Govt. Service w.e.f. 30.09.2019)	SC	15.05.69	08.02.93	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 06.08.2019 for the vacancy year 2019
9.	J.S.Mahawar	SC	15.07.67	11.10.91/ 04.04.94	Already considered/assessed and found UNFIT by the Original DPC held on 06.08.2019 for the vacancy year 2019
10.	Radha Krishan Mishra	Gen	28.10.1968	06.06.1994	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 06.08.2019 for the vacancy year 2019
11.	Jagdish Narayan Meena	ST	05.07.1965	05.05.1994	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 06.08.2019 for the vacancy year 2019
12.	Mukesh Jain (Retired on 23.08.2019 Under 56 J)	Gen	20.06.66	13.03.92/ 11.02.2000	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 06.08.2019 for the vacancy year 2019
13.	Mukhlesh Jain	Gen	03.02.1964	06.12.2002/ 20.12.2002	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 06.08.2019 for the vacancy year 2019

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
14.	Bharat Lal Meena (VRS w.e.f. 01.08.2019)	ST	11.07.64	Notional 06.12.02 Actual- 22.08.08	Already considered/ selected/ promoted by the DPC held on 06.08.2019 for the vacancy year 2019 (He was not promoted due to VRS w.e.f. 01.08.2019)
15.	Kishan Lal Meena	ST	06.01.84	07.04.10	Already considered/ selected/ promoted by the DPC held on 06.08.2019 for the vacancy year 2019 (Supdt- 07.08.2019)
16.	Nemi Chand Soni	OBC	05.01.78	20.07.10	Already considered/ selected/ promoted by the DPC held on 06.08.2019 for the vacancy year 2019 (Supdt- 07.08.2019)
17.	Ram Swaroop	SC	06.07.78	30.10.06/ 05.05.10**	Already considered/ selected/ promoted by the DPC held on 06.08.2019 for the vacancy year 2019 (Supdt- 06.08.2019)
18.	Varun Tanwar	SC	10.10.81	28.07.10	Already considered/ selected/ promoted by the DPC held on 06.08.2019 for the vacancy year 2019 (Supdt- 07.08.2019)
19.	Prem Raj Jogpal	SC	02.07.86	12.05.10	Already considered/ selected/ promoted by the DPC held on 06.08.2019 for the vacancy year 2019 (Supdt- 07.08.2019)
20.	Smt. Uma Rani Verma	Gen	05.07.73	24.11.10/ 11.04.12	Already considered/ selected/ promoted by the DPC held on 06.08.2019 for the vacancy year 2019 (Supdt- 07.08.2019)
21.	Raj Gopal Dravid	Gen	16.05.70	24.11.10/ 11.04.12	Already considered/ selected/ promoted by the DPC held on 06.08.2019 for the vacancy year 2019 (Supdt- 07.08.2019)
22.	Anand Kumar Jain	Gen	03.06.72	24.11.10	Already considered/ selected/ promoted by the DPC held on 06.08.2019 for the vacancy year 2019 (Supdt- 07.08.2019)
23.	Pankaj Bhatt	Gen	07.05.70	24.11.10/ 11.04.12	Already considered/ selected/ promoted by the DPC held on 06.08.2019 for the vacancy year 2019 (Supdt- 07.08.2019)
24.	Girdhar Sharma	Gen	05.12.71	24.11.10/ 11.04.12	Already considered/ selected/ promoted by the DPC held on 06.08.2019 for the vacancy year 2019 (Supdt- 07.08.2019)
25.	Jai Kumar Somani	Gen	16.07.73	24.11.10/ 11.04.12	Already considered/ selected/ promoted by the DPC held on 06.08.2019 for the vacancy year 2019 (Supdt- 07.08.2019)
26.	Amar Chand Balotia	SC	18.07.69	24.11.10/11. 04.12	Already considered/ selected/ promoted by the DPC held on 06.08.2019 for the vacancy year 2019 (Supdt- 07.08.2019)
27.	Pradeep Kumar Khowal	SC	31.12.75	24.11.10/ 11.04.12	FIT

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On the basis of the above recommendations, the following **select panel** is drawn for regular promotion to the grade of Superintendent, Group 'B' for filling up **14 vacancies (9 UR + 5 SC)**, out of 16 vacancies (11 UR + 5 SC)_regular vacancies : -

S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth
1.	Shailesh Sharma	Gen	24.08.66
2.	Kishan Lal Meena	ST	06.01.84
3.	Nemi Chand Soni	OBC	05.01.78
4.	Ram Swaroop	SC	06.07.78
5.	Varun Tanwar	SC	10.10.81
6.	Prem Raj Jogpal	SC	02.07.86
7.	Smt. Uma Rani Verma	Gen	05.07.73
8.	Raj Gopal Dravid	Gen	16.05.70
9.	Anand Kumar Jain	Gen	03.06.72
10.	Pankaj Bhatt	Gen	07.05.70
11.	Girdhar Sharma	Gen	05.12.71
12.	Jai Kumar Somani	Gen	16.07.73
13.	Amar Chand Balotia	SC	18.07.69
14.	Pradeep Kumar Khawal	SC	31.12.75

On examination of the matter, it has been found that there is no change of placement of officers in the select panels prepared by the Original DPC dated 06.08.2019 and this Review DPC except inclusion of name of Shri Pradeep Kumar Khawal (SC).

(4) Original DPC dated 31.12.2019 (Reviewed on 10.07.2020) for the vacancy year 2020 for filling up 11 vacancies (8 UR + 3 SC) excluding 2 cost recover posts due to non deposition of Cost Recovery Charges for the vacancy year 2020.

A) Normal Zone of Consideration

S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
1.	Ajit Singh Dutt	Gen	12.06.60	01.11.80	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 31.12.2019 for the vacancy year 2020
2.	Dally Gill	Gen	07.04.66	13.12.91	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 31.12.2019 for the vacancy year 2020
3.	Sanjeev Kumar Mittal	Gen	06.02.1966	30.01.1992	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 31.12.2019 for the vacancy year 2020
4.	J.S.Mahawar	SC	15.07.67	11.10.91/ 04.04.94 (ICT)	Already considered/assessed and found UNFIT by the Original DPC held on 31.12.2019 for the vacancy year 2020
5.	Radha Krishan Mishra	Gen	28.10.1968	06.06.1994	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 31.12.2019 for the vacancy year 2020

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
6.	Jagdish Narayan Meena	ST	05.07.1965	05.05.1994	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 31.12.2019 for the vacancy year 2020
7.	Mukhlesh Jain	Gen	03.02.1964	06.12.2002 / 20.12.2002	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 31.12.2019 for the vacancy year 2020
8.	Prahlad Kishore Bairwa	SC	02.07.66	24.11.10/ 11.04.12	Already considered/ selected/ promoted by the DPC held on 31.12.2019 for the vacancy year 2020 (Supdt- 01.01.2020)
9.	Ramji Lal Meena	ST	23.03.69	25.11.10/ 11.04.12	Already considered/ selected/ promoted by the DPC held on 31.12.2019 for the vacancy year 2020 (Supdt- 01.01.2020)
10.	Ramji Lal Verma	SC	21.08.72	15.03.11/ 11.04.12	Already considered/ selected/ promoted by the DPC held on 31.12.2019 for the vacancy year 2020 (Supdt- 01.05.2020)
11.	Pankaj Gupta	Gen	04.07.86	18.04.12	Already considered/ selected/ promoted by the DPC held on 31.12.2019 for the vacancy year 2020 (Supdt- 01.01.2020)
12.	Gautam Kumar	OBC	30.01.87	11.06.12	Already considered/ selected/ promoted by the DPC held on 31.12.2019 for the vacancy year 2020 (Supdt- 01.01.2020)
13.	Jalaj Verma	OBC	28.04.90	03.05.12	Already considered/ selected/ promoted by the DPC held on 31.12.2019 for the vacancy year 2020 (Supdt- 01.01.2020)
14.	Nitin Gupta	Gen	15.02.84	07.12.09/ 2.03.12	Already considered/ selected/ promoted by the DPC held on 31.12.2019 for the vacancy year 2020 (Supdt- 01.01.2020)
15.	Dharni Dhar Singh	Gen	12.02.66	05.02.92/ 15.03.12	Already considered/ selected/ promoted by the DPC held on 31.12.2019 for the vacancy year 2020 (Supdt- 27.01.2020)
16.	Paras Ram	OBC	04.06.81	23.10.09/ 07.05.12	Already considered/ selected/ promoted by the DPC held on 31.12.2019 for the vacancy year 2020 (Supdt- 01.05.2020)
17.	Vikas Sharma	Gen	07.05.87	23.01.13	FIT (notional promotion w.e.f. 09.09.2020)
18.	Pradeep Singh Panwar	Gen	12.04.69	25.07.12	Not considered for want of UR vacancy
19.	Ashish Kaushik	Gen	16.10.84	01.01.13	Not considered for want of UR vacancy
20.	Arun Kumar Deonaik Mishra	Gen	23.02.70	25.07.12	Not considered for want of UR vacancy

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
21.	Kapil Sharma	Gen	19.08.87	11.03.13	Not considered for want of UR vacancy
22.	Vinay Sood	Gen	11.05.86	27.12.12	Not considered for want of UR vacancy
23.	Govind Parashar	Gen	14.02.72	25.07.12	Not considered for want of UR vacancy
24.	Hanuman Prasad Suthar	OBC	15.11.81	31.12.12	Not considered for want of UR vacancy

B Extended Zone of Consideration: SC CAETGORY

S. No.	Name of Inspector (S/Shri)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
1.	Lekhraj Daima	SC	30.08.74	31.12.12	SEALED COVER
2.	Satya Narayan Sutrakar	SC	31.05.69	25.07.12	FIT (notional promotion w.e.f. 09.09.2020)
3.	R.K.Singh Chopra	SC	30.06.66	25.07.12	Not considered for want of SC vacancy
4.	Nemi Chand Balai	SC	12.06.67	27.07.12	Not considered for want of SC vacancy
5.	Sumer Singh	SC	10.09.68	03.08.12	Not considered for want of SC vacancy

On the basis of the above recommendations, the following **select panel** is drawn for regular promotion to the grade of Superintendent, Group 'B' for filling up all **11 vacancies (8 UR + 3SC)** regular vacancies :-

S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth	Remarks
1.	Prahlad Kishore Bairwa	SC	02.07.66	
2.	Ramji Lal Meena	ST	23.03.69	
3.	Ramji Lal Verma	SC	21.08.72	
4.	Pankaj Gupta	Gen	04.07.86	
5.	Gautam Kumar	OBC	30.01.87	
6.	Jalaj Verma	OBC	28.04.90	
7.	Nitin Gupta	Gen	15.02.84	
8.	Dharni Dhar Singh	Gen	12.02.66	
9.	Paras Ram	OBC	04.06.81	
10.	Vikas Sharma	Gen	07.05.87	Notional promotion w.e.f. 09.09.2020
11.	Satya Narayan Sutrakar	SC	31.05.69	Notional promotion w.e.f. 09.09.2020

On examination of the matter, it has been found that there is no change of placement of officers in the select panels prepared by the Original DPC dated 31.12.2019 (Reviewed on 10.07.2020) and this Review DPC except exclusion of name of S/Shri Pradeep Kumar Khowal (SC) & Vishal Solanki and inclusion of name of S/Shri Vikash Sharma and Satya Narayan Sutrakar (SC). Shri Pradeep Kumar Khowal (SC) has been selected by this Review DPC in respect of aforesaid Original DPC dated 06.08.2019 and name of Shri Vishal Solanki is excluded from the select panel prepared by earlier Original DPC dated 31.12.2019 (Reviewed on 10.07.2020) as he is now falling beyond the prescribed normal zone of consideration of 24 Inspectors as per the revised seniority list of Inspectors as on 31.03.2018.

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- (5) 1st Supplementary DPC dated 04.09.2020 for filling up 9 vacancies (7 UR + 1 SC + 1 ST) for the vacancy year 2020

A) Normal Zone of Consideration

S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
1.	Pradeep Singh Panwar	Gen	12.04.69	25.07.12	Already considered/ selected/ promoted by the Supplementary DPC held on 04.09.2020 for the vacancy year 2020 (Supdt- 09.09.2020)
2.	Ashish Kaushik	Gen	16.10.84	01.01.13	Already considered/ selected/ promoted by the Supplementary DPC held on 04.09.2020 for the vacancy year 2020 (Supdt- 09.09.2020)
3.	Arun Kumar Deonaik Mishra	Gen	23.02.70	25.07.12	Already considered/ selected/ promoted by the Supplementary DPC held on 04.09.2020 for the vacancy year 2020 (Supdt- 09.09.2020)
4.	Kapil Sharma	Gen	19.08.87	11.03.13	FIT (notional promotion w.e.f. 09.09.2020)
5.	Vinay Sood	Gen	11.05.86	27.12.12	FIT (notional promotion w.e.f. 09.09.2020)
6.	Govind Parashar	Gen	14.02.72	25.07.12	Already considered/ selected/ promoted by the Supplementary DPC held on 04.09.2020 for the vacancy year 2020 (Supdt- 09.09.2020)
7.	Hanuman Prasad Suthar	OBC	15.11.81	31.12.12	FIT (notional promotion w.e.f. 09.09.2020)
8.	Sanwal Ram	OBC	01.07.89	17.10.12	Not considered for want of UR vacancy
9.	Uma Shankar Sharma	Gen	10.06.72	25.07.12	Not considered for want of UR vacancy
10.	Gajendra Singh Charan	OBC	10.07.87	04.12.12	Not considered for want of UR vacancy
11.	Mahendra Singh Diwach	OBC	05.07.84	21.03.13	Not considered for want of UR vacancy
12.	Hemant Kumar Arora	Gen	01.10.72	25.07.12	Not considered for want of UR vacancy
13.	Amar Singh	OBC	14.07.77	27.12.12	Not considered for want of UR vacancy
14.	Udai Singh Gurjar	OBC	20.06.88	13.03.13	Not considered for want of UR vacancy
15.	Shobha Saraswat	Gen	06.07.69	03.08.12	Not considered for want of UR vacancy
16.	Ritu Verma	OBC	31.10.81	19.12.12	Not considered for want of UR vacancy

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B Extended Zone of Consideration: SC CAETGORY

S. No.	Name of Inspector (S/Shri)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
1.	Ram Chandra Meena	ST	26.10.66	25.07.12	Already considered/assessed and findings were kept in sealed cover by the Supplementary DPC held on 04.09.2020 for the vacancy year 2020
2.	Rajesh Kumar Mahawar	ST	19.12.68	25.07.12	Already considered/ selected/ promoted by the Supplementary DPC held on 04.09.2020 for the vacancy year 2020 (Supdt- 09.09.2020)
3.	R.K.Singh Chopra	SC	30.06.66	25.07.12	FIT (notional promotion w.e.f. 23.12.2020)
4.	Nemi Chand Balai	SC	12.06.67	27.07.12	Not considered for want of SC vacancy

On the basis of the above recommendations, the following **select panel** is drawn for regular promotion to the grade of Superintendent, Group 'B' for filling up all **9 vacancies (7 UR + 1 SC + 1 ST)** regular vacancies :-

S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth	Remarks
1.	Pradeep Singh Panwar	Gen	12.04.69	
2.	Ashish Kaushik	Gen	16.10.84	
3.	Arun Kumar Deonaik Mishra	Gen	23.02.70	
4.	Kapil Sharma	Gen	19.08.87	Notional promotion w.e.f. 09.09.2020
5.	Vinay Sood	Gen	11.05.86	Notional promotion w.e.f. 09.09.2020
6.	Govind Parashar	Gen	14.02.72	
7.	Hanuman Prasad Suthar	OBC	15.11.81	Notional promotion w.e.f. 09.09.2020
8.	Rajesh Kumar Mahawar	ST	19.12.68	
9.	R.K.Singh Chopra	SC	30.06.66	Notional promotion w.e.f. 23.12.2020

On examination of the matter, it has been found that there is no change of placement of officers in the select panels prepared by the Supplementary DPC dated 04.09.2020 and this Review DPC except exclusion of name of S/Shri Shekhar Sharma, Deepak Sharma, Vikash Sharma & Satya Narayan Sutrakar and inclusion of name of S/Shri Kapil Sharma, Vinay Sood, Hanuman Prasad Suthar & R.K. Singh Chopra (SC). S/Shri Vikas Sharma and Satya Narayan Sutrakar (SC) have been selected by this Review DPC in respect of aforesaid Original DPC dated 31.12.2019 (Reviewed on 10.07.2020) and names of S/Shri Shekhar Sharma and Deepak Sharma are excluded from the select panel prepared by earlier Supplementary DPC dated 04.09.2020 as they are now falling beyond the prescribed normal zone of consideration of 16 (33- 17 already assessed) Inspectors as per the revised seniority list of Inspectors as on 31.03.2018.

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(6) **2nd Supplementary DPC dated 22.12.2020 for filling up 6 vacancies (5 UR + 1 SC) for the vacancy year 2020****A) Normal Zone of Consideration**

S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
1.	Sanwal Ram	OBC	01.07.89	17.10.12	FIT (notional promotion w.e.f. 23.12.2020)
2.	Uma Shankar Sharma	Gen	10.06.72	25.07.12	Already considered/ selected/ promoted by the Original DPC held on 22.12.2020 for the vacancy year 2020 (Supdt- 23.12.2020)
3.	Gajendra Singh Charan	OBC	10.07.87	04.12.12	FIT (notional promotion w.e.f. 23.12.2020)
4.	Mahendra Singh Diwach	OBC	05.07.84	21.03.13	FIT (notional promotion w.e.f. 23.12.2020)
5.	Hemant Kumar Arora	Gen	01.10.72	25.07.12	Already considered/ selected/ promoted by the Original DPC held on 22.12.2020 for the vacancy year 2020 (Supdt- 23.12.2020)
6.	Amar Singh	OBC	14.07.77	27.12.12	Not considered for want of UR vacancy
7.	Udai Singh Gurjar	OBC	20.06.88	13.03.13	Not considered for want of UR vacancy
8.	Shobha Saraswat	Gen	06.07.69	03.08.12	Not considered for want of UR vacancy
9.	Ritu Verma	OBC	31.10.81	19.12.12	Not considered for want of UR vacancy
10.	Jatin Kotla	OBC	18.10.84	14.12.12	Not considered for want of UR vacancy
11.	Pawan Kumar Tailor	Gen	30.11.73	29.11.12	Not considered for want of UR vacancy
12.	Rajesh Gautam (PH-OH)	Gen	01.01.76	29.12.15	Not considered for want of UR vacancy
13.	Jambu Kumar Jain	Gen (PH-HH)	16.11.88	21.02.13	Not considered for want of UR vacancy

B Extended Zone of Consideration: SC CAETGORY

S. No.	Name of Inspector (S/Shri)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
1.	Nemi Chand Balai	SC	12.06.67	27.07.12	FIT
2.	Sumer Singh	SC	10.09.68	03.08.12	Not considered for want of SC vacancy

On the basis of the above recommendations, the following **select panel** is drawn for regular promotion to the grade of Superintendent, Group 'B' for filling up all **6 vacancies (5 UR + 1 SC)** regular vacancies :-

S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth	Remarks
1.	Sanwal Ram	OBC	01.07.89	Notional promotion w.e.f. 23.12.2020

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S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth	Remarks
2.	Uma Shankar Sharma	Gen	10.06.72	
3.	Gajendra Singh Charan	OBC	10.07.87	Notional promotion w.e.f. 23.12.2020
4.	Mahendra Singh Diwach	OBC	05.07.84	Notional promotion w.e.f. 23.12.2020
5.	Hemant Kumar Arora	Gen	01.10.72	
6.	Nemi Chand Balai	SC	12.06.67	

On examination of the matter, it has been found that there is no change of placement of officers in the select panels prepared by the Supplementary DPC dated 22.12.2020 and this Review DPC except exclusion of name of S/Shri Kapil Sharma, Vinay Sood, Hanuman Prasad Suthar & R.K. Singh Chopra (SC) and inclusion of name of S/Shri Sanwal Ram, Gajendra Singh Charan, Mahendra Singh Diwach and Shri Nemi Chand Balai. S/Shri Kapil Sharma, Vinay Sood, Hanuman Prasad Suthar & R.K. Singh Chopra (SC) have been selected by this Review DPC in respect of aforesaid Supplementary DPC dated 04.09.2020.

(7) 3rd Supplementary DPC dated 27.09.2022 for filling up the 12 vacancies (2 UR + 8 SC + 2ST) for the vacancy year 2020

A) Normal Zone of Consideration

S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
1.	Amar Singh	OBC	14.07.77	27.12.12	FIT
2.	Udai Singh Gurjar	OBC	20.06.1988	13.03.2013	Sealed cover
3.	Shobha Saraswat	Gen	06.07.69	03.08.12	Already considered/ selected/ promoted by the Supplementary DPC held on 27.09.2022 for the vacancy year 2020 (Supdt- 28.09.2022)
4.	Ritu Verma	OBC	31.10.81	19.12.12	Not considered for want of UR vacancy
5.	Jatin Kotla	OBC	18.10.84	14.12.12	Not considered for want of UR vacancy
6.	Pawan Kumar Tailor	Gen	30.11.73	29.11.12	Not considered for want of UR vacancy
7.	Rajesh Gautam (PH-OH)	Gen	01.01.76	29.12.15	Not considered for want of UR vacancy
8.	Jambu Kumar Jain	Gen (PH-HH)	16.11.88	21.02.13	Not considered for want of UR vacancy
9.	Sumer Singh	SC	10.09.68	03.08.12	Already considered/ selected/ promoted by the Supplementary DPC held on 27.09.2022 for the vacancy year 2020 (Supdt- 28.09.2022)
10.	Sameer Mathur	Gen	28.08.72	25.03.13	Not considered for want of UR vacancy
11.	Sheela Sharma	Gen	17.05.69	25.03.13	Not considered for want of UR vacancy
12.	Laxmi Kant Yadav	OBC	29.06.70	25.03.13	Not considered for want of UR vacancy

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
13.	Sheela Meena	ST	22.09.68	25.03.13	Already considered/ selected/ promoted by the Supplementary DPC held on 27.09.2022 for the vacancy year 2020 (Supdt- 28.09.2022)
14.	Vishal Solanki	OBC	01.07.80	21.10.09/ 27.08.12 (ICT)	Not considered for want of UR vacancy
15.	Shekhar Sharma	Gen	22.12.81	09.12.09/ 3.09.12(IC T)	Not considered for want of UR vacancy
16.	Deepak Sharma	Gen	02.07.81	09.09.09/ 10.09.12 (ICT)	Not considered for want of UR vacancy
17.	Guman Mal Singhal	Gen	05.05.85	10.09.09/ 18.02.13 (ICT)	Not considered for want of UR vacancy
18.	Chetan Swaroop Natwaria	OBC	29.04.86	14.09.09/ 18.02.13 (ICT)	Not considered for want of UR vacancy
19.	Mahesh Kumar	Gen	25.01.79	16.09.05/ 25.02.13 (ICT)	Not considered for want of UR vacancy
20.	Dhirendra Singh Bhatl	Gen	13.09.85	24.12.09/ 08.04.13 (ICT)	Not considered for want of UR vacancy
21.	Ashok Kumar	OBC	15.06.86	29.12.09/ 08.04.13 (ICT)	Not considered for want of UR vacancy
22.	Ramsnehi Jat	OBC	15.01.84	11.01.10/ 08.04.13 (ICT)	Not considered for want of UR vacancy
23.	Manoj Kumar Jat	OBC	02.08.81	22.09.09/ 10.04.13 (ICT)	Not considered for want of UR vacancy
24.	Devi Singh	OBC	01.02.70	27.03.14	Not considered for want of UR vacancy
25.	Sanjay Kumar	OBC	02.07.72	27.03.14	Not considered for want of UR vacancy

B Extended Zone of Consideration: SC/ST CATEGORY

S. No.	Name of Inspector (S/Shri)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
1.	Ram Avtar Meena	ST	07.03.71	27.03.14	Already considered/assessed and found UNFIT by the Original DPC held on 27.09.2022 for the vacancy year 2020
2.	Vinod Kumar Mourya	SC	13.12.82	04.03.11 / 03.02.14 (ICT)	Already considered/ selected/ promoted by the DPC held on 27.09.2022 for the vacancy year 2020 (Supdt- 28.09.2022)

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3.	Kanhaiya Lal	SC	01.05.64	09.05.14	Already considered/ selected/ promoted by the DPC held on 27.09.2022 for the vacancy year 2020 (Supdt- 28.09.2022)
4.	Ramavtar Chauhan	SC	22.09.70	09.05.14	Already considered/ selected/ promoted by the DPC held on 27.09.2022 for the vacancy year 2020 (Supdt- 29.09.2022)
5.	Nathee Lal Meena	ST (PH-OH)	12.05.69	15.10.14	FIT
6.	Gopal Lal Meena	ST	07.07.71	15.10.14	Not considered for want of ST vacancy
7.	Mohan Lal	SC	14.07.63	15.10.14 / 21.11.14	Already considered/ selected/ promoted by the DPC held on 27.09.2022 for the vacancy year 2020 (Supdt- 28.09.2022)

On the basis of the above recommendations, the following **select panel** is drawn for regular promotion to the grade of Superintendent, Group 'B' for filling up **9 vacancies (2 UR + 5 SC + 2 ST)**, out of 12 regular vacancies (2 UR + 8 SC + 2ST) including one SC vacancy which was kept from Shri Manoj Kumar Bairwa (SC) :-

S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth
1.	Amar Singh	OBC	14.07.77
2.	Shobha Saraswat	Gen	06.07.69
3.	Sumer Singh	SC	10.09.68
4.	Sheela Meena	ST	22.09.68
5.	Vinod Kumar Mourya	SC	13.12.82
6.	Kanhaiya Lal	SC	01.05.64
7.	Ramavtar Chauhan	SC	22.09.70
8.	Nathee Lal Meena	ST	12.05.69
9.	Mohan Lal	SC	14.07.63

On examination of the matter, it has been found that there is no change of placement of officers in the select panels prepared by the Supplementary DPC dated 27.09.2022 and this Review DPC except exclusion of name of S/Shri Sanwal Ram, Gajendra Singh Charan, Mahendra Singh Diwach, Nemi Chand Balai (SC), Arun Kumar Baudh (SC) & Manoj Kumar Meena (ST) and inclusion of name of S/Shri Amar Singh and Nathee Lal Meena. S/Shri Sanwal Ram, Gajendra Singh Charan, Mahendra Singh Diwach and Shri Nemi Chand Balai (SC) have been selected by this Review DPC in respect of aforesaid Supplementary DPC dated 22.12.2020 and names of S/Shri Arun Kumar Baudh (SC) and Manoj Kumar Meena (ST) are excluded from the select panel prepared by earlier Supplementary DPC dated 27.09.2022 as they are now falling beyond the prescribed extended zone of consideration of 155 (190- 35 already assessed) Inspectors as per the revised seniority list of Inspectors as on 31.03.2018.

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(8) **Original DPC dated 27.09.2022 for filling up 24 (22 UR + 2 SC) vacancies for the vacancy year 2021**

A) Normal Zone of Consideration

S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
1.	Sanjeev Kumar Mittal	Gen	06.02.66	30.01.92	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 27.09.2022 for the vacancy year 2021
2.	J.S.Mahawar	SC	15.07.67	11.10.91/ 04.04.94 (ICT)	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 03.10.2022)
3.	Radha Krishan Mishra	Gen	28.10.68	06.06.94	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 27.09.2022 for the vacancy year 2021
4.	Jagdish Narayan Meena	ST	05.07.65	05.05.94	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 27.09.2022 for the vacancy year 2021
5.	Mukhlesh Jain	Gen	03.02.64	06.12.02/ 20.12.02	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 27.09.2022 for the vacancy year 2021
6.	Udai Singh Gurjar	OBC	20.06.88	13.03.13	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 27.09.2022 for the vacancy year 2021
7.	Ritu Verma	OBC	31.10.81	19.12.12	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 28.09.2022)
8.	Jatin Kotla	OBC	18.10.84	14.12.12	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 28.09.2022)
9.	Pawan Kumar Tailor	Gen	30.11.73	29.11.12	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 28.09.2022)
10.	Lekhraj Daima	SC	30.08.74	31.12.12	Already considered/assessed and found UNFIT by the Original DPC held on 27.09.2022 for the vacancy year 2021
11.	Rajesh Gautam (PH-OH)	Gen	01.01.76	29.12.15	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 28.09.2022)

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
12.	Ram Chandra Meena	ST	26.10.66	25.07.12	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 27.09.2022 for the vacancy year 2021
13.	Jambu Kumar Jain	Gen (PH-HH)	16.11.88	21.02.13	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 28.09.2022)
14.	Sameer Mathur	Gen	28.08.72	25.03.13	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 28.09.2022)
15.	Sheela Sharma	Gen	17.05.69	25.03.13	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 28.09.2022)
16.	Laxmi Kant Yadav	OBC	29.06.70	25.03.13	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 28.09.2022)
17.	Vishal Solanki	OBC	01.07.80	21.10.09/ 27.08.12 (ICT)	FIT
18.	Shekhar Sharma	Gen	22.12.81	09.12.09/ 03.09.12 (ICT)	FIT (
19.	Deepak Sharma	Gen	02.07.81	09.09.09/ 10.09.12 (ICT)	FIT
20.	Guman Mal Singhal	Gen	05.05.85	10.09.09/ 8.02.13(IC T)	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 28.09.2022)
21.	Chetan Swaroop Natwaria	OBC	29.04.86	14.09.09/ 18.02.13 (ICT)	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 28.09.2022)
22.	Mahesh Kumar	Gen	25.01.79	16.09.05/ 25.02.13 (ICT)	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 28.09.2022)
23.	Dhirendra Singh Bhati	Gen	13.09.85	24.12.09/ 08.04.13 (ICT)	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 28.09.2022)
24.	Ashok Kumar	OBC	15.06.86	29.12.09/ 08.04.13 (ICT)	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 28.09.2022)

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
25.	Ramsnehi Jat	OBC	15.01.84	11.01.10/ 08.04.13 (ICT)	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 28.09.2022)
26.	Manoj Kumar Jat	OBC	02.08.81	22.09.09/ 10.04.13 (ICT)	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 28.09.2022)
27.	Devi Singh	OBC	01.02.70	27.03.14	Already considered/assessed and found UNFIT by the Original DPC held on 27.09.2022 for the vacancy year 2021
28.	Sanjay Kumar	OBC	02.07.72	27.03.14	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 28.09.2022)
29.	Ram Avtar Meena	ST	07.03.71	27.03.14	FIT
30.	Ms. Priya Gupta	Gen	11.11.84	28.10.09 / 15.01.14 (ICT)	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 28.09.2022)
31.	Ms. Khushbu Narula	Gen	14.07.83	08.02.11 / 10.02.14 (ICT)	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2021 (Supdt- 28.09.2022)
32.	Ms. Manita Jangid	OBC	10.08.88	22.03.11 / 10.02.14 (ICT)	Not considered or want of UR vacancy
33.	Sandeep Kumar	OBC	01.06.81	29.12.09 / 03.04.14 (ICT)	Not considered or want of UR vacancy
34.	Rupa Ram Choudhary	OBC	26.07.80	11.02.11 / 03.04.14 (ICT)	Not considered or want of UR vacancy
35.	Hemant Kumar Sharma	Gen	24.12.84	18.02.11 / 04.04.14 (ICT)	Not considered or want of UR vacancy
36.	Himmat Singh Naruka	Gen	21.06.87	12.05.16	Not considered or want of UR vacancy
37.	Pavan Kumar	Gen	08.04.91	16.05.16	Not considered or want of UR vacancy
38.	Vikram Singh Yadav	OBC	23.04.72	09.05.14	Not considered or want of UR vacancy
39.	Puneet Kumar Gupta	Gen	17.05.89	12.05.16	Not considered or want of UR vacancy

On the basis of the above recommendations, the following **select panel** is drawn for regular promotion to the grade of Superintendent, Group 'B' for filling up **23 vacancies (22 UR + 1 SC)**, out of 24 regular vacancies (22 UR + 2 SC) :-

S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth	Remarks
1.	J.S.Mahawar	SC	15.07.67	

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S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth	Remarks
2.	Ritu Verma	OBC	31.10.81	
3.	Jatin Kotla	OBC	18.10.84	
4.	Pawan Kumar Tailor	Gen	30.11.73	
5.	Rajesh Gautam (PH-OH)	Gen	01.01.76	
6.	Jambu Kumar Jain	Gen (PH-HH)	16.11.88	
7.	Sameer Mathur	Gen	28.08.72	
8.	Sheela Sharma	Gen	17.05.69	
9.	Laxmi Kant Yadav	OBC	29.06.70	
10.	Vishal Solanki	OBC	01.07.80	Notional promotion w.e.f. 28.09.2022
11.	Shekhar Sharma	Gen	22.12.81	Notional promotion w.e.f. 28.09.2022
12.	Deepak Sharma	Gen	02.07.81	Notional promotion w.e.f. 28.09.2022
13.	Guman Mal Singhal	Gen	05.05.85	
14.	Chetan Swaroop Natwaria	OBC	29.04.86	
15.	Mahesh Kumar	Gen	25.01.79	
16.	Dhirendra Singh Bhati	Gen	13.09.85	
17.	Ashok Kumar	OBC	15.06.86	
18.	Ramsnehi Jat	OBC	15.01.84	
19.	Manoj Kumar Jat	OBC	02.08.81	
20.	Sanjay Kumar	OBC	02.07.72	
21.	Ram Avtar Meena	ST	07.03.71	
22.	Ms. Priya Gupta	Gen	11.11.84	
23.	Ms. Khushbu Narula	Gen	14.07.83	

On examination of the matter, it has been found that there is no change of placement of officers in the select panels prepared by the Original DPC dated 27.09.2022 and this Review DPC except exclusion of name of S/Shri Gajendra Singh Charan, Mahendra Singh Diwach & Amar Singh and inclusion of name of S/Shri Vishal Solanki, Shekhar Sharma, Deepak Sharma and Ram Avtar Meena (ST). S/Shri Gajendra Singh Charan and Mahendra Singh Diwach have been selected by this Review DPC in respect of aforesaid Supplementary DPC dated 22.12.2020 and Shri Amar Singh has been selected by this Review DPC in respect of aforesaid Supplementary DPC dated 27.09.2022 for the vacancy year 2020.

(9) Original DPC dated 27.09.2022 for filling up 16 vacancies (15 UR + 1 ST) for the vacancy year 2022

A) Normal Zone of Consideration

S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
1.	Sanjeev Kumar Mittal	Gen	06.02.66	30.01.1992	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 27.09.2022 for the vacancy year 2022

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
2.	Radha Krishan Mishra	Gen	28.10.68	06.06.1994	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 27.09.2022 for the vacancy year 2022
3.	Jagdish Narayan Meena	ST	05.07.65	05.05.1994	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 27.09.2022 for the vacancy year 2022
4.	Mukhlesh Jain	Gen	03.02.64	06.12.2002 / 20.12.2002	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 27.09.2022 for the vacancy year 2022
5.	Udai Singh Gurjar	OBC	20.06.88	13.03.2013	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 27.09.2022 for the vacancy year 2022
6.	Lekhraj Daima	SC	30.08.74	31.12.2012	Already considered/assessed and found UNFIT by the Original DPC held on 27.09.2022 for the vacancy year 2022
7.	Ram Chandra Meena	ST	26.10.66	25.07.2012	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 27.09.2022 for the vacancy year 2022
8.	Devi Singh	OBC	01.02.70	27.03.14	Already considered/assessed and found UNFIT by the Original DPC held on 27.09.2022 for the vacancy year 2022
9.	Ms. Manita Jangid	OBC	10.08.88	22.03.11 / 10.02.14 (ICT)	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2022 (Supdt. - 13.03.23)
10.	Sandeep Kumar	OBC	01.06.81	29.12.09 / 03.04.14 (ICT)	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2022 (Supdt. - 28.09.22)
11.	Rupa Ram Choudhary	OBC	26.07.80	11.02.11 / 03.04.14 (ICT)	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2022 (Supdt. - 28.09.22)
12.	Hemant Kumar Sharma	Gen	24.12.84	18.02.11 / 04.04.14 (ICT)	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2022 (Supdt. - 28.09.22)
13.	Himmat Singh Naruka	Gen	21.06.87	12.05.16	UNFIT

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
14.	Pavan Kumar	Gen	08.04.91	16.05.16	FIT (notional promotion w.e.f. 28.09.2022)
15.	Vikram Singh Yadav	OBC	23.04.72	09.05.14	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2022 (Supdt. - 28.09.22)
16.	Puneet Kumar Gupta	Gen	17.05.89	12.05.16	FIT (notional promotion w.e.f. 28.09.2022)
17.	Hanuman Singh	Gen	01.07.88	10.06.16	FIT (notional promotion w.e.f. 28.09.2022)
18.	Rajesh Deora	OBC	07.03.71	09.05.14	Already considered/ selected/ promoted by the Original DPC held on 27.09.2022 for the vacancy year 2022 (Supdt. - 28.09.22)
19.	Bharat Shewani	Gen	20.09.87	13.05.16	FIT
20.	Rameshwar Lakshkar	OBC	29.11.86	17.06.16	FIT
21.	Narendra Singh Rathore	Gen	03.04.91	20.05.16	FIT
22.	Aditi Maan	Gen	20.05.90	23.05.16	FIT
23.	Mahaveer Prasad Saini	OBC	02.06.89	23.05.16	FIT
24.	Devesh Kumar Sharma	Gen	09.07.88	01.06.16	Not considered for want of UR vacancy
25.	Ram Niwas Yadav	OBC	16.06.91	09.05.16	Not considered for want of UR vacancy
26.	Arvind Singh Shekhawat	Gen	08.08.88	25.05.16	Not considered for want of UR vacancy
27.	Gaurav Kumar Singhal	Gen	11.07.90	19.05.16	Not considered for want of UR vacancy

B Extended Zone of Consideration: PwBD (PH-OH) CATEGORY

S. No.	Name of Inspector	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
1.	Shri Sushant Tripathi, (PH-OH)	Gen	22.01.75	15.10.14	FIT

C Extended Zone of Consideration: ST CATEGORY

S. No.	Name of Inspector (S/Shri)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
1.	Gopal Lal Meena	ST	07.07.71	15.10.14	FIT
2.	Chaman Singh Meena	ST	24.06.74	15.10.14	Not considered for want of ST vacancy

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On the basis of the above recommendations, the following **select panel** is drawn for regular promotion to the grade of Superintendent, Group 'B' for filling up all **16 vacancies (15 UR + 1 ST)** :-

S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth	Remarks
1.	Ms. Manita Jangid	OBC	10.08.88	
2.	Sandeep Kumar	OBC	01.06.81	
3.	Rupa Ram Choudhary	OBC	26.07.80	
4.	Hemant Kumar Sharma	Gen	24.12.84	
5.	Pavan Kumar	Gen	08.04.91	Notional promotion w.e.f. 28.09.2022
6.	Vikram Singh Yadav	OBC	23.04.72	
7.	Puneet Kumar Gupta	Gen	17.05.89	Notional promotion w.e.f. 28.09.2022
8.	Hanuman Singh	Gen	01.07.88	Notional promotion w.e.f. 28.09.2022
9.	Rajesh Deora	OBC	07.03.71	
10.	Bharat Shewani	Gen	20.09.87	
11.	Rameshwar Lakshkar	OBC	29.11.86	
12.	Narendra Singh Rathore	Gen	03.04.91	
13.	Aditi Maan	Gen	20.05.90	
14.	Mahaveer Prasad Saini	OBC	02.06.89	

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S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth	Remarks
15.	Sushant Tripathi (PH-OH)	Gen	22.01.75	
16.	Gopal Lal Meena	ST	07.07.71	


On examination of the matter, it has been found that there is no change of placement of officers in the select panels prepared by the Original DPC dated 27.09.2022 for the vacancy year 2022 and this Review DPC except exclusion of name of S/Shri Ram Avtar Meena (ST), Chandra Shekhar Soni, Peeyush Moyal, Amit Kumar, Mukesh Kumar Mann, Narendra Kumar Sharma, Pritam Sharma, Sanjay Saini, Shiv Prakash (ST) & Nathee Lal Meena (ST) and inclusion of name of S/Shri Pavan Kumar, Puneet Kumar Gupta, Hanuman Singh, Bharat Shewani, Rmeshwar Lakshkar, Narendra Singh Rathore, Aditi Maan, Mahaveer Prasad Saini, Sushant Tripathi (PH-OH) and Gopal Lal Meena (ST). S/Shri Ram Avtar Meena (ST) & Nathee Lal Meena (ST) have been selected by this Review DPC in respect of aforesaid Original DPC dated 27.09.2022 for the vacancy year 2021 and Supplementary DPC dated 27.09.2022 for the vacancy year 2020 respectively. Names of S/Shri Chandra Shekhar Soni, Peeyush Moyal, Amit Kumar, Mukesh Kumar Mann, Narendra Kumar Sharma, Pritam Sharma, Sanjay Saini are excluded from the select panel prepared by earlier Original DPC dated 27.09.2022 for the vacancy year 2022 as they are now falling beyond the prescribed normal zone of consideration of 27 Inspectors as per the revised seniority list of Inspectors as on 31.03.2018 and Shri Shiv Prakash (ST) is excluded from the select panel prepared by earlier Original DPC dated 27.09.2022 for the vacancy year 2022 as he is now falling beyond the extended zone of consideration of 80 Inspectors as per the revised seniority list of Inspectors as on 31.03.2018



(Mahendra Ranga)
Chief Commissioner,
CGST & Central Excise (JZ), Jaipur
(Chairman)


29/8/23
(Chetan Kumar Jain)
Principal Commissioner,
CGST & Central Excise, Jaipur
(Member)


29/8/23
(Sumit Kumar Yadav)
Additional Commissioner (CCU),
CGST & Central Excise, Jaipur
(Member)


(Sugriva Meena)
Commissioner,
Customs Jodhpur
(Hqrs. at Jaipur)
(Member)
29/08/2023

OFFICE OF THE PRINCIPAL COMMISSIONER
CGST & CENTRAL EXCISE, JAIPUR ZONE, JAIPUR

Minutes of Review DPC in respect of Original DPC held on 04.09.2023 for filling up 39 vacancies (26 UR + 9 SC + 4 ST) including two vacancies reserved for PwBD (one for deaf & hard of hearing and other for blindness & low vision) for the vacancy year 2023, held on 11.09.2023 for regular promotion to the Grade of Superintendent, Group 'B' in Level-8 in Pay Matrix Rs. 47600/- to 151100/- from amongst the Inspectors in Level-7 in Pay Matrix Rs. 44900/- to 142400/-.

Present:

(S/Shri)

- | | | | |
|----|--|-------|----------|
| 1. | Mahendra Ranga,
Chief Commissioner,
CGST & Central Excise (JZ),
Jaipur | ----- | Chairman |
| 2. | Chetan Kumar Jain,
Principal Commissioner,
CGST & Central Excise
Commissionerate, Jaipur | ----- | Member |
| 3. | Sumit Kumar Yadav,
Additional Commissioner(CCU),
CGST & Central Excise
Commissionerate, Jaipur. | ----- | Member |

The DPC comprising of the aforementioned officers, has been informed vide Note dated 11.09.2023 of the Additional Commissioner (CCU), CGST, Jaipur that a Review DPC in respect of the Original DPC held on 04.09.2023 for preparation of select panel for promotion to the grade of Superintendent, Group 'B' (Gazetted) for filling up 39 vacancies (26 UR + 9 SC + 4 ST) including two vacancies reserved for PwBD (one for deaf & hard of hearing and other for blindness & low vision) for the panel/vacancy year 2023, is to be convened.

2. In terms of DoPT's O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, an original DPC was held on 04.09.2023 for regular promotion to the grade of Superintendent, Group 'B' for filling up 39 vacancies (26 UR + 9 SC + 4 ST) including two vacancies reserved for PwBD (one for deaf & hard of hearing and other for blindness & low vision) for the panel/vacancy year 2023.

3. The Original DPC dated 04.09.2023 has examined the service records e.g. APARs of the relevant years and vigilance clearance etc. of officers whose names figured in zone of consideration and prepared a select panel of 37 Inspectors (24 UR + 9 SC + 4 ST) for filling up 39 vacancies (26 UR + 9 SC + 4 ST) for the panel/vacancy year 2023 for promotion to the grade of Superintendent, Group 'B' (Gazetted). Two UR vacancies reserved for the PwBD category (one for deaf & hard of hearing and other for blindness & low vision) could not be filled up due to non availability of candidates of respective categories even in the extended zone of consideration (i.e. 5 times of 39 vacancies = 195). Therefore, these 2 vacancies have been kept vacant in terms of para 13.1 of DoPT's O.M. dated 17.05.2022 issued under F.No. 36012/1/2020-Estt.(Res.II).


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K Jain



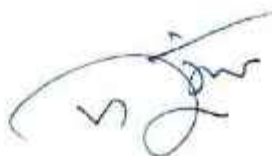
The details of the select panel prepared by the aforesaid DPC dated 04.09.2023, are as under:-

S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth
1.	Lekhraj Daima	SC	30.08.74
2.	Himmat Singh Naruka	Gen	21.06.87
3.	Arvind Singh Shekhawat	Gen	08.08.88
4.	Gaurav Kumar Singhal	Gen	11.07.90
5.	Vinod Kumar	OBC	31.07.90
6.	Sanjay Saini	OBC	18.08.71
7.	Arun Kumar Soni	OBC	10.08.89
8.	Dinesh Kumar Saini	OBC	09.02.93
9.	Gajendra Sharma	OBC	06.09.69
10.	Abhishek Sharma	Gen	21.04.92
11.	Sita Ram Mali	OBC	18.06.71
12.	Bhuvnesh	Gen	27.10.87
13.	Kailash Chand Mali	OBC	20.06.71
14.	Mohit Garg	Gen	24.04.91
15.	Surbhi Gupta	Gen	22.05.92
16.	Ankit Goyal	Gen	31.01.90
17.	Sunil Kumar Sharma	Gen	01.08.71
18.	Deepak Kumar Bansal	Gen	22.05.89
19.	Dinesh Kumar	Gen	20.04.94
20.	Anuj Kumar	Gen	05.02.90
21.	Shahbaz Khan Kayamkhani	Gen	28.07.91
22.	Ankur Agarwal	Gen	25.08.90
23.	Abhishek Sharma	OBC	15.10.89
24.	Rakesh Kumar Garg	Gen	30.10.71
25.	Girdhari Lal Bhambu	OBC	05.08.86
26.	Chaman Singh Meena	ST	24.06.74
27.	Ramesh Chand Meena	ST	08.08.68
28.	Shyam Lal Meena	ST	10.05.74
29.	Devi Lal Meena	ST	01.07.68
30.	Deepak Sagar	SC	06.10.88
31.	Neeraj Baswal	SC	09.06.90
32.	Dinesh Kumar Tawariyna	SC	05.07.92
33.	Vijay Kumar Bairwa	SC	30.10.92
34.	Dhairya Chouhan	SC	28.12.89
35.	Tushar Kumar	SC	05.10.89
36.	Sharwan Kumar	SC	17.09.90
37.	Nitin Suresh Bainle	SC	07.08.84

4.1 As per recommendation of the aforesaid DPC dated 04.09.2023, 27 Inspectors (17 UR + 8 SC + 2 ST) (including Shri Lekhraj Daima, Inspector) have been promoted to the grade of Superintendent, Group 'B' (Gazetted) vide this


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office Establishment Order No CCU-33/2023 dated 04.09.2023 for the panel/vacancy year 2023.

4.2 In para 8 of the aforesaid Establishment Order dated 04.09.2023, it has mentioned that the Principal Commissioner/Commissioner, CGST & Central Excise and Customs, Jaipur Zone, Jaipur and all other supervisory authority concerned shall ensure that if any of the officers whose name has figured in said Establishment Order, is under suspension or facing any charge sheet or prosecution, he/she should not be allowed to assume charge of the post of Superintendent, Group 'B' (Gazetted) and the fact should be reported to this office immediately.

5.1 Shri Lekhraj Daima, Inspector, CPC Cell (on loan basis from CGST Commissionerate, Udaipur) had submitted his joining report on promotion to the grade of Superintendent, Group 'B' (Gazetted) dated 05.09.2023, in compliance of the aforesaid Establishment Order dated 04.09.2023, to the Additional Commissioner (CCO), CGST & CE, Jaipur.

5.2 The Additional Commissioner (CCO), CGST & Central Excise, Jaipur vide letter F.No. II-39 (02)CCO/JZ/ET/2019/1957 dated 05.09.2023, did not accept the aforesaid joining report dated 05.09.2023 of Shri Lekhraj Daima and the same had been returned to him mentioning that in a case of seizure of 14.465 MT of Red Sanders, a prosecution complaint under section 132 and 135 of the Customs Act, 1962 has been filed against him by the DRI, Jaipur before the Hon'ble Economic Offences Court, Jaipur on 30.07.2020 and trial in the case is currently under progress.

6. As per the Vigilance Clearance Certificate dated 29.08.2023 provided by the Office of the Chief Commissioner, CGST & Central Excise, Jaipur at the time of Original DPC dated 04.09.2023, Shri Lekhraj Daima, Inspector was clear from the vigilance angle as on 29.08.2023 and there is no mention of the aforesaid prosecution complaint therein.

7. As per para 18.1 of DPC guidelines, the proceedings of any DPC may be reviewed only if the DPC has not taken all material facts into consideration or if material facts have not been brought to the notice to the DPC or if there have been grave errors in the procedure followed by the DPC. Thus, it may be necessary to convene review DPCs to rectify certain unintentional mistakes, e.g. –

- (a) where eligible persons were omitted to be considered ; or
- (b) where ineligible persons were considered by mistake ; or
- (c) where the seniority of a person is revised with retrospective effect resulting in variance of the seniority list placed before the DPC ; or
- (d) where some procedural irregularity was committed by a DPC ; or
- (e) where adverse remarks in the CRs were toned down or expunged after the DPC had considered the case of the officer.

It has also been mentioned in the said para that these instances are not exhaustive but only illustrative.

8. Since, complete facts regarding vigilance status in respect of Shri Lekhraj Daima, Inspector were not available at the time of holding of the DPC dated 04.09.2023 and the DPC has not taken all the material facts as above into consideration, in terms of the para 18.1 (c) of DPC guidelines as above, Original DPC dated 04.09.2023 for filling up 39 vacancies (26 UR + 9 SC + 4 ST) for the panel/vacancy year 2023, for promotion to the grade of Superintendent, Group 'B', has been reviewed.

9. As per the Recruitment Rules, 2019 forwarded by the Ministry under letter F.No.A-12018/10/2012-Ad.II (B) dated 26.08.2019, the post of Superintendent


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Group 'B' is to be filled up by the **selection method** and Inspectors with 2 years regular service and have successfully completed 2-4 weeks training as prescribed by the Department, are eligible to be considered for promotion to the grade of Superintendent Group 'B'. In terms of para 3.4 of DOPT's O.M. No. 35034/7/97-Estt.(D) dated 08.02.2002, the **bench mark** for promotion in selection posts below the pre-revised pay scale of Rs. 12000-16500 (Revised as Rs. 15600-39100 + Grade Pay of Rs. 7600 and further revised as level 12 in Pay Matrix Rs. 78800 to 209200), is '**Good**' and the DPC shall grade the officer as '**Fit**' or '**Unfit**' only w.r.t. the bench mark of 'Good' only. Those who are graded as '**Fit**' shall be included in the select panel prepared by the DPC in order of their inter-se-seniority in the feeder grade.

10. The DoP&T, New Delhi vide its O.M. No. 22011/5/86-Estt. (D), dated 10.04.1989 issued following guidelines for DPC :

- In term of para 6.2.1 (a) of the DPC guidelines, the DPC should consider CRs for equal number of years in respect of all officers consideration for promotion subject to (c) below.

- In term of para 6.2.1 (b) of the DPC guidelines, the DPC should assess the suitability of the employees for promotion on the basis of their service record and when particular reference to the CRs for the five preceding years irrespective of the qualifying service prescribed in the service/Recruitment Rules.

- In term of para 6.2.1 (c) of the DPC guidelines, where one or more CRs have not been written for any reason during the relevant period, the DPC should consider the CRs of the years preceding the period in question and if in any case even these are not available, DPC should take the CRS of the lower grade into account to complete the number of CRs required to be considered as per (b) above. **If this is also not possible, all the available CRs should be taken into account.**

- In term of para 6.2.1 (e) of the DPC guidelines, the DPC should not be guided merely by the overall grading, if any, that may be recorded in the CRs but should make its own assessment on the basis of the entries in the CRs, because it has been noticed that sometimes the overall grading in CR may be inconsistent with the grading under various parameters or attributes.

- As per para 6.4.1 of the DPC guidelines regarding preparation of year wise panels by DPC where they have not met for a number of years, where for reasons beyond control, the DPC could not be held in a year (s), even though the vacancies arose during that year (or years), the first DPC that meets thereafter should follow the following procedures:-

Determine the actual number of regular vacancies that arose in each of the previous year (s) immediately preceding and the actual number of regular vacancies proposed to be filled in the current year separately.

(ii) Consider in respect of each of the years those officers only who would be within the field of choice with reference to the vacancies of each year starting with the earliest year onwards.

(i) Prepare a 'Select List' by placing the select list of the earlier year above the one for the next year and so on.

- In terms of para 6.4.3 of the DPC guidelines regarding service records to be scrutinized while preparing year wise panel, for the purpose of

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evaluation, the merit of the officers while preparing year wise panels, the scrutiny of the records of service of the officers should be limited to the records that would have been available had the DPC met at the appropriate time.

- In terms of para 6.4.4 of the DPC guidelines regarding promotion with only prospective, promotion will be made in the order of the consolidated select list, such promotions will have only prospective effect even in cases where the vacancies relate to earlier year(s).

- As per para 17.10 of the DPC guidelines regarding date from which promotion are to be treated as regular, the general principle is that, promotion of officers included in the panel would be regular from the date of validity of the panel or the date of their actual promotion, whichever is later.

11. As per para (2) of the DoP&T's O.M. No. 22011/4/91-Estt. (A), dated 14.09.1992, in respect of the Government Servants – (a) **who are under suspension, (b) to whom a charge-sheet has been issued and the disciplinary proceedings are pending, and (c) against whom prosecution for a criminal charge is pending**, the DPC shall assess their suitability along with other eligible candidates without taking into consideration the disciplinary case / criminal prosecution pending. The assessment of the DPC, including 'Unfit for promotion' and the grading awarded by it will be kept in a sealed cover.

12. In terms of para 7 (g) of DOPT's OM No. 22011/4/2007-Estt (D) dated 28.04.2014 readwith para 13 of the DPC guidelines, in accessing the suitability of the officer on whom a penalty has been imposed, the DPC will take into account the circumstances leading to the imposition of the penalty and decide whether in the light of general service record of the officer and fact of imposition of penalty, the officer should be considered for promotion. The DPC, after due consideration, has authority to assess the officer as 'unfit' for promotion. However, where the DPC considers that despite the penalty the officer is suitable for promotion, the officer will be actually promoted only after the currency of penalty is over. **As per para 7 (i) of the said DoPT's O.M. dated 28.04.2014, while there is no illegality in denying promotion during the currency of the penalty, denying promotion in such cases after the period of penalty is over would be in violation of the provisions of Article 20 of the Constitution.**

13 (i). In terms of the DoP&T, New Delhi's O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, the APARs for five years i.e. **2020-2021, 2019-2020, 2018-2019, 2017-2018, and 2016-2017**, have been taken into consideration for the vacancy year 2023 (1st January 2023 to 31st December 2023).

13 (ii) The Vigilance / Non-Vigilance status, Gradation Chart of five years **2020-2021, 2019-2020, 2018-2019, 2017-2018, and 2016-2017** for the original DPC for the vacancy year, 2023 and penalty statement in respect of Inspectors under consideration, have been examined by the DPC.

14. All other related instructions and rules & regulations as mentioned in the Original DPC dated 04.09.2023, are also applicable in this Review DPC for promotion to the grade of Superintendent, Group 'B' (Gazetted).

15. The DPC find that as per the Superintendent of Central Excise, Recruitment Rules, 2019 issued vide G.S.R. No. **249 dated 05.08.2019**, forwarded by the Board under letter F.No. A-12018/10/2012-Ad.IIB, dated 26.08.2019, the post of Superintendent, "Group B" is to be filled up by the "**Selection Method**". In terms of para 3.4 of DOPT's O.M. No.35034/7/97-Estt. (D), dated 08.02.2002, the bench mark for promotion in selection posts below the pre-revised pay scale of Rs. 12000-16500 (Revised as Level-12 in Pay Matrix Rs. 78800-209200), is '**Good**' and the DPC should grade the officer as 'Fit' or 'Unfit' only w.r.t. the bench mark of '**Good**' only. Those who are graded as 'Fit' are


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included in the select panel prepared by the DPC in order of their inter-se-seniority in the feeder grade. As per the criterion adopted by the DPC for making selection, **the candidates whose grading in all 5 ACRs are at least 'Good' without any adverse remarks, have been graded as 'Fit'**. The candidates whose grading are less than 'Good' in these 5 ACRs or with any adverse remarks in any ACR(s), have been graded as '**Unfit**' for regular promotion to the grade of Superintendent, "Group B". Further, the candidate who is undergoing the penalty period has been graded as '**Unfit**' after taken into account the circumstances leading to the imposition of the penalty and general service record of the officer.

16 (i). On the basis of the said criteria for making selection for promotion to the grade of Superintendent Group 'B' (Gazetted), the recommendations of this DPC for regular promotion to the grade of Superintendent, Group 'B' (Gazetted) for filling up 39 vacancies (26 UR + 9 SC + 4 ST) regular vacancies including two vacancies reserved for PwBDs (one for deaf & hard of hearing and other for blindness & low vision) for the vacancy year 2023, are as under: -

A) Normal Zone of Consideration

S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
1.	Radha Krishan Mishra	Gen	28.10.1968	06.06.1994	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 04.09.2023 for the vacancy year 2023
2.	Jagdish Narayan Meena	ST	05.07.1965	05.05.1994	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 04.09.2023 for the vacancy year 2023
3.	Mukhlesh Jain	Gen	03.02.1964	06.12.2002 (Notional) 20.12.2002 (Actual)	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 04.09.2023 for the vacancy year 2023
4.	Udai Singh Gurjar	OBC	20.06.1988	13.03.2013	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 04.09.2023 for the vacancy year 2023
5.	Lekhraj Daima	SC	30.08.1974	31.12.2012	Sealed Cover
6.	Ram Chandra Meena	ST	26.10.1966	25.07.2012	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 04.09.2023 for the vacancy year 2023
7.	Devi Singh	OBC	01.02.70	27.03.14	Already considered/assessed and found UNFIT by the Original DPC held on 04.09.2023 for the vacancy year 2023
8.	Himmat Singh Naruka	Gen	21.06.87	12.05.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
9.	Arvind Singh Shekhawat	Gen	08.08.88	25.05.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
10.	Gaurav Kumar Singhal	Gen	11.07.90	19.05.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
11.	Vinod Kumar	OBC	31.07.90	17.06.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
12.	Sanjay Saini	OBC	18.08.71	15.10.14	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
13.	Arun Kumar Soni	OBC	10.08.89	07.06.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
14.	Dinesh Kumar Saini	OBC	09.02.93	11.05.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
15.	Gajendra Sharma	OBC	06.09.69	15.10.2014	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
16.	Abhishek Sharma	Gen	21.04.92	09.05.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
17.	Varun Jain	Gen	18.01.89	13.06.16	Already considered/assessed and findings were kept in sealed cover by the Original DPC held on 04.09.2023 for the vacancy year 2023
18.	Sita Ram Mali	OBC	18.06.71	15.10.14	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
19.	Bhuvnesh	Gen	27.10.87	10.10.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
20.	Kailash Chand Mali	OBC	20.06.71	15.10.14	Already considered/selected/ promoted by the Original DPC held on

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
					04.09.2023 for the vacancy year 2023
21.	Mohit Garg	Gen	24.04.91	16.05.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
22.	Surbhi Gupta	Gen	22.05.92	10.06.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
23.	Ankit Goyal	Gen	31.01.90	19.05.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
24.	Sunil Kumar Sharma	Gen	01.08.71	15.10.14	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
25.	Deepak Kumar Bansal	Gen	22.05.89	15.11.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
26.	Dinesh Kumar	Gen	20.04.94	01.06.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
27.	Anuj Kumar	Gen	05.02.90	09.05.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
28.	Shahbaz Khan Kayamkhani	Gen	28.07.91	09.05.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
29.	Ankur Agarwal	Gen	25.08.90	09.05.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
30.	Abhishek Sharma	OBC	15.10.89	09.05.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
31.	Rakesh Kumar Garg	Gen	30.10.71	15.10.14	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
32.	Girdhari Lal Bhambu	OBC	05.08.86	13.05.16	Already considered/ selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
33.	Laxman Singh	Gen	24.10.92	09.05.16	Not considered for want of UR category vacancy.
34.	Sanjay Bhambhani	Gen	07.11.69	15.10.14	Not considered for want of UR category vacancy.
35.	Amit Parashar	Gen	19.03.91	13.05.16	Not considered for want of UR category vacancy.
36.	Vishal Gupta	Gen	21.01.90	17.05.16	Not considered for want of UR category vacancy.
37.	Vikram Sihag	Gen	15.09.89	09.05.16	Not considered for want of UR category vacancy.
38.	Nirmal Kumar Nehra	OBC	22.08.92	11.05.16	Not considered for want of UR category vacancy.
39.	Smt. Asha Soni	OBC	04.06.69	15.10.14	Not considered for want of UR category vacancy.
40.	Ishwer Singh	Gen	20.12.91	09.05.16	Not considered for want of UR category vacancy.
41.	Arpit Agrawal	Gen	16.07.87	23.05.16	Not considered for want of UR category vacancy.
42.	Chaman Singh Meena	ST	24.06.74	15.10.14	Already considered/ selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
43.	Preeti Rathore	Gen	10.08.89	25.05.16	Not considered for want of UR category vacancy.
44.	Raj Gajendra Singh	Gen	22.04.90	15.06.16	Not considered for want of UR category vacancy.
45.	Ramesh Chand Meena	ST	08.08.68	15.10.14	Already considered/ selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
46.	Gopal Sharma	Gen	03.07.89	09.05.16	Not considered for want of UR category vacancy.
47.	Dushyant Kumar Sharma	Gen	08.06.88	24.05.16	Not considered for want of UR category vacancy.
48.	Shyam Lal Meena	ST	10.05.74	15.10.14	Already considered/ selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
49.	Swaroop Singh Shekhawat	Gen	05.01.89	16.05.16	Not considered for want of UR category vacancy.
50.	Abhishek	Gen	27.10.89	26.05.16	Not considered for want of UR category vacancy.
51.	Amit Kumar	Gen	27.03.90	12.09.19	Not considered for want of UR category vacancy.
52.	Umesh Sharma	Gen	13.09.90	22.08.16	Not considered for want of UR category vacancy.
53.	Bharat Kalra	Gen	18.12.89	30.05.16	Not considered for want of UR category vacancy.
54.	Pushpanshu Mangal	Gen	06.08.91	16.05.16	Not considered for want of UR category vacancy.

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S. No.	Name of Inspector (S/Shri/Ms.)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the Review DPC
55.	Yogesh Khunteta	Gen	15.04.73	15.10.14	Not considered for want of UR category vacancy.
56.	Pardeep Malik	Gen	20.10.90	02.06.16	Not considered for want of UR category vacancy.
57.	Jitendra Kumar Avasthi	Gen	05.02.90	20.05.16	Not considered for want of UR category vacancy.
58.	Devi Lal Meena	ST	01.07.68	15.10.14	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
59.	Nilam Kumari	OBC	22.11.91	26.05.16	Not considered for want of UR category vacancy.
60.	Nitesh Samsukha	Gen	15.08.89	12.05.16	Not considered for want of UR category vacancy.
61.	Deepak Gupta	Gen	19.04.70	15.10.14	Not considered for want of UR category vacancy.
62.	Puneet Newalia	Gen	26.10.89	13.05.16	Not considered for want of UR category vacancy.

B Extended Zone of Consideration: SC/ST CAETGORY

S. No.	Name of Inspector (S/Shri)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
1.	Bharat Lal Meena	ST	24.06.69	15.10.14	Not considered for want of ST category vacancy.
2.	Deepak Sagar	SC	06.10.88	01.06.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
3.	Ramesh Chand Meena	ST	10.06.73	15.10.14	Not considered for want of ST category vacancy.
4.	Hari Mohan Meena	ST	20.08.73	15.10.14	Not considered for want of ST category vacancy.
5.	Neeraj Baswal	SC	09.06.90	09.05.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
6.	Dinesh Kumar Tawariyna	SC	05.07.92	09.05.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
7.	Ramji Lal Meena	ST	10.10.91	11.05.16	Not considered for want of ST category vacancy.
8.	Vikash Kumar Meena	ST	10.10.92	26.05.16	Not considered for want of ST category vacancy.
9.	Rajendra Kumar Meena	ST	20.10.75	15.10.14	Not considered for want of ST category vacancy.
10.	Vijay Kumar Bairwa	SC	30.10.92	30.05.16	Already considered/selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023

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S. No.	Name of Inspector (S/Shri)	Category	Date of Birth	Date of appointment as Inspector	Recommendations of the DPC
11.	Dhairya Chouhan	SC	28.12.89	01.06.16	Already considered/ selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
12.	Tushar Kumar	SC	05.10.89	19.05.16	Already considered/ selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
13.	Sharwan Kumar	SC	17.09.90	20.05.16	Already considered/ selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
14.	Desh Raj Meena	ST	23.01.93	19.05.16	Not considered for want of ST category vacancy.
15.	Kamal Meena	ST	05.07.94	12.05.16	Not considered for want of ST category vacancy.
16.	Nitin Suresh Bainle	SC	07.08.84	12.05.16	Already considered/ selected/ promoted by the Original DPC held on 04.09.2023 for the vacancy year 2023
17.	Sudhir Kumar	SC	29.09.87	23.05.16	FIT
18.	Piyush Kumar	SC	01.02.83	12.05.16	Not considered for want of SC category vacancy.
19.	Ravi Kant	SC	20.03.90	20.05.16	Not considered for want of SC category vacancy.
20.	Avinash Jaipal	SC	09.11.91	11.05.16	Not considered for want of SC category vacancy.

15 (ii). On the basis of the above recommendations, the following **select panel** is drawn for regular promotion to the grade of Superintendent, Group 'B' for filling up **37 regular vacancies (24 UR + 9 SC + 4 ST)**, out of **39 regular vacancies (26 UR + 9 SC + 4 ST)** including 2 vacancies reserved for the PwBD category :-

S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth
1.	Himmat Singh Naruka	Gen	21.06.87
2.	Arvind Singh Shekhawat	Gen	08.08.88
3.	Gaurav Kumar Singhal	Gen	11.07.90
4.	Vinod Kumar	OBC	31.07.90
5.	Sanjay Saini	OBC	18.08.71
6.	Arun Kumar Soni	OBC	10.08.89
7.	Dinesh Kumar Saini	OBC	09.02.93
8.	Gajendra Sharma	OBC	06.09.69
9.	Abhishek Sharma	Gen	21.04.92
10.	Sita Ram Mali	OBC	18.06.71
11.	Bhuvnesh	Gen	27.10.87
12.	Kailash Chand Mali	OBC	20.06.71
13.	Mohit Garg	Gen	24.04.91
14.	Surbhi Gupta	Gen	22.05.92

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S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth
15.	Ankit Goyal	Gen	31.01.90
16.	Sunil Kumar Sharma	Gen	01.08.71
17.	Deepak Kumar Bansal	Gen	22.05.89
18.	Dinesh Kumar	Gen	20.04.94
19.	Anuj Kumar	Gen	05.02.90
20.	Shahbaz Khan Kayamkhani	Gen	28.07.91
21.	Ankur Agarwal	Gen	25.08.90
22.	Abhishek Sharma	OBC	15.10.89
23.	Rakesh Kumar Garg	Gen	30.10.71
24.	Girdhari Lal Bhambu	OBC	05.08.86
25.	Chaman Singh Meena	ST	24.06.74
26.	Ramesh Chand Meena	ST	08.08.68
27.	Shyam Lal Meena	ST	10.05.74
28.	Devi Lal Meena	ST	01.07.68
29.	Deepak Sagar	SC	06.10.88
30.	Neeraj Baswal	SC	09.06.90
31.	Dinesh Kumar Tawariyna	SC	05.07.92
32.	Vijay Kumar Bairwa	SC	30.10.92
33.	Dhairya Chouhan	SC	28.12.89
34.	Tushar Kumar	SC	05.10.89
35.	Sharwan Kumar	SC	17.09.90
36.	Nitin Suresh Bainle	SC	07.08.84
37.	Sudhir Kumar	SC	29.09.87

Two UR vacancies reserved for the PwBD category (one for deaf & hard of hearing and other for blindness & low vision) could not be filled up due to non availability of candidates of respective categories even in the extended zone of consideration (i.e. 5 times of 39 vacancies = 195). Therefore, these 2 vacancies are being kept vacant in terms of para 13.1 of DoPT's O.M. dated 17.05.2022 issued under F.No. 36012/1/2020-Estt.(Res.II).



(Mahendra Ranga)
Chief Commissioner,
CGST & Central Excise (JZ), Jaipur
(Chairman)



(Chetan Kumar Jain)
Principal Commissioner,
CGST & Central Excise, Jaipur
(Member)



(Sumit Kumar Yadav)
Additional Commissioner (CCU),
CGST & Central Excise, Jaipur
(Member)

As discussed / discussed, letter to the Addl. Commr (CCO), Jaipur Security Vigilance clearance in Mo of Officers (Subst/Insp) for Review DPC for Promotions to the grade of Supdt, is put up for perusal, approval & Sign please.

U
23/08/23
(Manoj Kodwar)
Inspector (CCV)

A.O.
Yash
23.8.23
पी. डी. लालवानी
प्रशासनिक अधिकारी (सी.सी.यू.)

Shri Mahendra Ranga (Chairman)
Shri C.K. Jain
23/8/23

Regular DPC for promotion from the level of Inspector to Supdt. is to be held for vacancy years 2022 & 2023. As discussed, the same can be held at 11.00 AM on 31/8/23 & the composition will be as under: .

- (i) Shri Mahendra Ranga, C.C.; Chairman
- (ii) Shri C.K. Jain, Member,
- (iii) Shri Sugnie Meena, ..

(iv) Shri Sumit Kumar Yadav, Member.

Submitted for kind approval pl.

Sign
25/8/23

Chief Commr.

Sumit
25/8

Letter to the Addl. Commissioner (CCO) Jaipur
Seeking vigilance clearance of the officers (Subst. /
Insp) for promotion to the grade of Subst. for
filling up 2 vacancies for the vacancy year 2022
& 38 vacancies for the vac. year 2023 excluding
the name of S/Staff Sanjeev Kr. Mittal, Vijay Kr. Dhuria
and Kaban Kumar as approved at previous Notesheet Page - XV,
is put up for perusal, approval & Sign. pl.

Flag
A

Manoj
28/08/23
(Manoj Kodwani)
Insp (CCO)

A.O.
Prashant
28.8.2023
पी. डी. लालवानी
प्रशासनिक अधिकारी (सी.सी.यू.)

अपर आयुक्त (सी.सी.यू.)
Sumit
29/8/23


023

777

2023


A letter to provide vigilance clearance for promotion to the
Category of Super for the Vac. Years 2022 & 2023 was sent to
the AOC, CEO, Jaipur. Now, acceptance of VRS of Shri. Sanjay
Raizada, Super w.e.f. 04.10.2024, has been approved and
consequently one more vacancy arose in the grade of Super
for the vacancy year 2023.

In view of above, ~~letter~~ letter to the AOC (CEO),
Jaipur providing vigilance clearance as per the decided
seniority list, is put up for formal, optional & signature.


31/8/23
(Manoj Kadamani)
Inspector (CEO)

~~A.O.~~

31.8.23
पी. डी. लालवानी
प्रशासनिक अधिकारी (सी.सी.यू.)

अधर / आर्यभट्ट

31/8/23

II-3(1)CCO/52/2022

~~XXXXIII~~

कार्यालय टिप्पणी / NOTE SHEET

Kindly peruse the note dated 25.08.2023 on NSP XVI & XVII. The said DPC could not be held due to unavoidable circumstances. Now as discussed, the same can be held on 04.09.2023. The composition thereof can be as under or per new guidelines.

- (i) Shri Mahendra Ranga, CC, Chairman.
- (ii) Shri C. K. Jain, Pr. Commr., Member,
- (iii) Shri Sumit Kumar, ADC, Member.

Submitted for kind perusal & approval pl.

Jain
01/09/23

Chief Commr



01.9.23

D-3 (New) Jaipur
कार्यालय टिप्पणी / NOTE SHEET

XXIV

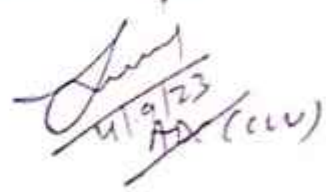
It is submitted that a Supplementary DPC /Original DPC Meeting held on 04.09.2023 for promotion to the grade of Superintendent, Group 'B' (Gazetted) for filling up 2 unreserved additional regular vacancies for the vacancy year 2022 (01.01.2022 to 31.12.2022) and 39 vacancies (26 UR + 9 SC + 4 ST) including two vacancies reserved for PwBDs (one for deaf & hard of hearing and other for blindness & low vision) for the vacancy year 2023 (01.01.2023 to 31.12.2023)

2. As per para 16.1 of DPC guidelines (Page-83/c), the recommendations of the DPC are advisory in nature and should be duly approved by the appointing authority. Being appointing authority for Group 'B' posts, the Principal Commissioner, CGST & Central Excise Jaipur may please approve recommendations of the said Supplementary DPC /Original DPC contained in the Minutes.

Submitted for perusal and approval please.

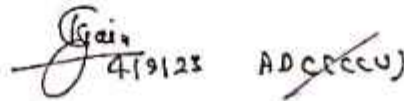

(Manoj Kodwani)
Inspector


(Rajesh Kinra)
Superintendent


AD (CCU)



Approved.


AD (CCU)


AD (CCU)

Kindly peruse the above note wherein recommendations of the Supplementary DPC /Original DPC held on 04.09.2023 for promotion to the grade of Superintendent, Group 'B' (Gazetted) for filling up 2 unreserved additional regular vacancies for the vacancy year 2022 (01.01.2022 to 31.12.2022) and 39 vacancies (26 UR + 9 SC + 4 ST) including two vacancies reserved for PwBDs (one for deaf & hard of hearing and other for blindness & low vision) for the vacancy year 2023 (01.01.2023 to 31.12.2023) has been approved by the appointing authority i.e. the Principal Commissioner, CGST & CX, Jaipur

2.1 It is submitted that a Review DPC was held on 29.08.2023 in respect of Original DPCs/Supplementary DPCs /Review DPCs held on 23.03.2018, 29.05.2018 (Reviewed on 23.07.2019), 06.08.2019, 31.12.2019 (Reviewed on 10.07.2020), 04.09.2020, 22.12.2020 and 27.09.2022 for promotion to the grade of Superintendent, Group-B (Gazetted). As per the recommendation of the said Review DPC dated 29.08.2023, following Superintendents, Group 'B' (Gazetted) were required to be reverted back to the grade of Inspector, Group 'B' (Non-Gazetted)

Sl. No.	Name of the Officer S/Shri	Category	Date of Birth
1	2	3	4
1	Ms Anju Rewadia (Expired on 05.09.2022)	SC	27.08.81
2	Arun Kumar Baudh	SC	05.09.85
3	Manoj Kumar Meena	ST	27.09.82
4	Chandra Shekhar Soni	OBC	03.12.79
5	Peeyush Moyal	OBC	24.03.84

कार्यालय टिप्पणी / NOTE SHEET

6.	Amit Kumar	OBC	16.01.81
7.	Mukesh Kumar Mann	OBC	03.02.79
8.	Narendra Kumar Sharma	Gen	27.07.78
9.	Pritam Sharma	OBC	12.07.82
10.	Sanjay Saini	OBC	18.08.71
11.	Shiv Prakash	ST	07.02.87

2.2 The Hon'ble CAT Bench, Jaipur vide Order dated 29.08.2023 in the O.A. No. 453/2023 filed by the applicants mentioned at Sl. No. 2, 3 & 11 of above chart, held that :

"Heard.

Order reserved on I.R."

Further, the Hon'ble CAT Bench, Jaipur vide aforesaid Order dated 01.09.2023 in the aforesaid O.A. No. 453/2023, held that :

"12. Thus, taking into account, all the factors relevant at this stage, it would serve the interest of justice, if the respondents are restrained from taking any drastic action, such as reversion of the applicants, following the proposed revision in the seniority indicated in circular dated 23.08.2023 (Annexure-A/1). The respondents are directed to file written replies (at least on the issue of maintainability and the issue of interim relief) within two weeks. There would be no orders to revert the applicants from their present posts, on account of any revision in seniority, till the next date. The case may be listed on 18.09.2023, before the Division Bench."

2.3 As per the aforesaid Order dated 01.09.2023 of Hon'ble CAT Bench, Jaipur in O.A. No. 453/2023, the 3 applicants (mentioned at Sl. No. 2, 3 & 11 of above chart) have not been reverted from the grade of Superintendent to the grade of Inspector till further orders. Remaining 8 Superintendents mentioned at Sl. No. (1 and 4 to 10) have been reverted to the grade of Inspector vide this office Establishment Order No. CCU-32/2023 dated 01.09.2023. The officer mentioned at Sl. No. 1 of above chart, namely Ms. Anju Rewadia has expired on 05.09.2022.

3. Out of aforementioned 7 Officers (excluding Ms. Anju Rewadia), one officer namely Shri Sanjay Saini (Sl. No. 10 of Chart mentioned above at para 2.1) has been again selected for promotion to the grade of Superintendent by the DPC dated 04.09.2023 for filling up the vacancies for the vacancy year 2023.

4. It is submitted that, there is not any information in this office to the effect as to whether the aforesaid reverted 7 officers (Sl. No. 4 to 10 of chart mentioned above at para 2.1) have also filed O.A. Writ Petition before Hon'ble CAT Bench, Jaipur / Jodhpur or Hon'ble Rajasthan High Court, Jaipur / Jodhpur and obtain the stay against the reversion from the post of Superintendent to Inspector.

Put up perusal and orders please

(Manoj Kodwani)
Inspector

(Rajesh Kipra)
Superintendent

(Anju Rewadia)
Asst. Secy

A.C.

11-3(1) CCW/J2/2022
कार्यालय टिप्पणी / NOTE SHEET

XXVII

Please ascertain the position from the concerned Commissionerates in respect of the remaining 6 reverted officers (Sl. No. 4 to 9 of chart mentioned at para 2.1 excluding the name of Ms. Anju Rewadia who expired on 05.09.2022 and Sh. Sanjay Saini who has been again selected for promotion to the grade of Superintendent by the DPC dated 04.09.2023) to the effect as to whether these 6 officers have also been filed any O.A./Writ Petition before Hon'ble CAT Bench Jaipur/Jodhpur or Hon'ble Rajasthan High Court Jaipur/Jodhpur and obtained any stay on reversion from the post of Superintendent to Inspector. Meanwhile, names of the selected officers for promotion to the grade of Superintendent, Group 'B' by the Supplementary DPC/Original DPC, may be released for promotion to the grade of Superintendent, Group 'B' for filling up the existing vacancies for the vacancy years 2022 & 2023 keeping 9 vacancies (11 - 1 Ms. Anju Rewadia who expired on 05.09.2022 - 1 Sh. Sanjay Saini who has been again selected for promotion to the grade of Superintendent by the DPC dated 04.09.2023) for remaining 9 officers who were reverted vide this office ET Order dated 01.09.2023 to avoid further litigation/ contempt petition in the present issue.

Saini
4/9/23

ADCC/CCW .
4/9/23

As directed above, 9 posts of Superintendent (6 UR + 1 SC + 2 ST) excluding for Late Ms. Anju Rewadia & Sanjay Saini, are to be kept vacant. Therefore, 6 junior most Gen/OBC category Inspectors selected against the UR vacancies, 2 junior most ST Inspectors selected against the ST vacancies and one junior most SC Inspector selected against the SC vacancy for promotion to the grade of Superintendent, Group 'B' for the vacancy year 2023 by the Original DPC dated 04.09.2023, are not to be released for promotion till further orders. Hence, names of 27 officers are to be released for promotion to the grade of Superintendent Group 'B' for filling up 27 vacancies (Total 41 vacancies - 1 Sh. Manoj Kumar Bairwa - 1 Sh. Sanjeev Kumar Mittal - 2 kept vacant for PwBD category - 9 for against the officers granted stay - 1 anticipated vacancy due to VRS of Sh. Sanjay Raizada w.e.f. 04.10.2023) for the vacancy year 2023.

In view of the above, following 29 names of officers from the select panels prepared by the Supplementary DPC/Original DPC dated 04.09.2023 for promotion to the grade of Superintendent, Group 'B' for filling up the 29 vacancies {2 for the vacancy year 2022 + 27(17 UR + 8 SC + 2ST) for the vacancy year 2023}, are to be released:

कार्यालय टिप्पणी / NOTE SHEET

VACANCY YEAR 2022

S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth
1.	Devesh Kumar Sharma	Gen	09.07.88
2.	Ram Niwas Yadav	OBC	16.06.91

VACANCY YEAR 2023

S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth
1.	Lekhraj Daima	SC	30.08.74
2.	Himmat Singh Naruka	Gen	21.06.87
3.	Arvind Singh Shekhawat	Gen	08.08.88
4.	Gaurav Kumar Singhal	Gen	11.07.90
5.	Vinod Kumar	OBC	31.07.90
6.	Sanjay Saini	OBC	18.08.71
7.	Arun Kumar Soni	OBC	10.08.89
8.	Dinesh Kumar Saini	OBC	09.02.93
9.	Gajendra Sharma	OBC	06.09.69
10.	Abhishek Sharma	Gen	21.04.92
11.	Sita Ram Mali	OBC	18.06.71
12.	Bhuvnesh	Gen	27.10.87
13.	Kailash Chand Mali	OBC	20.06.71
14.	Mohit Garg	Gen	24.04.91
15.	Surbhi Gupta	Gen	22.05.92
16.	Ankit Goyal	Gen	31.01.90
17.	Sunil Kumar Sharma	Gen	01.08.71
18.	Deepak Kumar Bansal	Gen	22.05.89
19.	Chaman Singh Meena	ST	24.06.74
20.	Ramesh Chand Meena	ST	08.08.68
21.	Deepak Sagar	SC	06.10.88
22.	Neeraj Baswal	SC	09.06.90
23.	Dinesh Kumar Tawariyna	SC	05.07.92

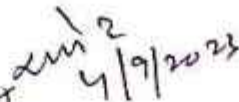
पि-3(1) CCW/52/2022
कार्यालय टिप्पणी / NOTE SHEET

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S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth
24.	Vijay Kumar Bairwa	SC	30.10.92
25.	Dhairya Chouhan	SC	28.12.89
26.	Tushar Kumar	SC	05.10.89
27.	Sharwan Kumar	SC	17.09.90

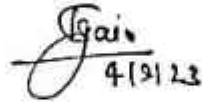
Accordingly, Establishment Order is put up for perusal, approval and signature please.


(Manoj Kodwani)
Inspector


(Rajesh Kinra)
Superintendent


4/9/23
AD (CCW)


Approved.


4/9/23

AD (CCW).


4/9/23


sub

1-3(1) CCU/JZ/2022
कार्यालय टिप्पणी / NOTE SHEET

XYX XLI

Kindly peruse the letter F.No. II-39 (02)CO/JZ/ET/2019/1957 dated 05.09.2023 received from the Additional Commissioner (CCO), Office of the Chief Commissioner, CGST & Central Excise (Jaipur Zone), Jaipur which is addressed to Shri Lekhraj Daima, Inspector and a copy has been forwarded to this office.

2. It is submitted an Original DPC for promotion of Inspectors to the grade of Superintendent, Group 'B' (Gazetted) for filling up the 39 vacancies (26 UR + 9 SC + 4 ST) for the vacancy year 2023, was held on 04.09.2023. As per the recommendations of the aforesaid DPC dated 2023, 27 Inspectors (including Shri Lekhraj Daima) have been promoted to the grade of Superintendent, Group 'B' (Gazetted) against the vacancies of the vacancy year 2023 vide this office Establishment Order – CCU-33/2023 dated 04.09.2023.

3. In para 8 of the aforesaid Establishment Order dated 04.09.2023 it has mentioned that the Principal Commissioner/Commissioner, CGST & Central Excise and Customs, Jaipur Zone, Jaipur and all other supervisory authority concerned shall ensure that if any of the officers whose name has figured in above list, is under suspension or facing any charge sheet or prosecution, he/she should not be allowed to assume charge of the post of Superintendent, Group 'B' (Gazetted) and this fact should be reported to this office immediately.

4. Shri Lekhraj Daima, Inspector, CPC Cell (on loan basis from CGST Commissionerate, Udaipur) has submitted his joining report on promotion to the grade of Superintendent, Group 'B' (Gazetted) dated 05/05.09.2023 in compliance of the aforesaid Establishment Order dated 04.09.2023 to the Additional Commissioner (CCO), CGST & CE, Jaipur. The Additional Commissioner (CCO), CGST & Central Excise, Jaipur vide aforesaid letter dated 05.09.2023, has not accepted the aforesaid joining report dated 05/05.09.2023 of Shri Lekhraj Daima and the same has been returned to him mentioning that in a case of seizure of 14.465 MT of Red Sanders, a prosecution complaint under section 132 and 135 of the Customs Act, 1962 has been filed against him by the DRI, Jaipur before the Hon'ble Economic Offences Court, Jaipur on 30.07.2020 and trial in the case is currently under progress.

5. As per the Vigilance Clearance Certificated dated 29.08.2023 provided by the Office of the Chief Commissioner, CGST & Central Excise, Jaipur, Shri Lekhraj Daima, Inspector was clear from the vigilance angle as on 29.08.2023 and there is no mention of aforesaid prosecution complain therein.

6. As per para 18.1 of DPC guidelines, the proceedings of any DPC may be reviewed only if the DPC has not taken all material facts into consideration or if material facts have not been brought to the notice to the DPC or if there have been grave errors in the procedure followed by the DPC. Thus, it may be necessary to convene review DPCs to rectify certain unintentional mistakes, e.g.

- (a) where eligible persons were omitted to be considered ; or
- (b) where ineligible persons were considered by mistake ; or
- (c) where the seniority of a person is revised with retrospective effect resulting in variance of the seniority list placed before the DPC ; or
- (d) where some procedural irregularity was committed by a DPC ; or
- (e) where adverse remarks in the CRs were toned down or expunged after the DPC had considered the case of the officer.

It has also been mentioned in the said para that these instances are not exhaustive but only illustrative.

Contd. - -

XL

F-3(1) CEO/JZ/2022

कार्यालय टिप्पणी / NOTE SHEET

Page No Page

7. Since, the complete facts regarding vigilance status in respect to Shri Lekhraj Daima, Inspector was not available at the time of DPC dated 04.09.2023 for promotion of Inspectors to the grade of Superintendent, Group 'B' (Gazetted), therefore, a review DPC for promotion of Inspectors to the grade of Superintendent, Group 'B' (Gazetted) for the vacancy year 2023, required to be held after taking fresh vigilance clearance in respect of Shri Lekhraj Daima, Inspector.

Submitted for perusal and orders please.

for approval of [Signature]

[Signature]
06/09/23
(Manoj Kodwani)
Inspector

[Signature]
6/9/2023
(Rajesh Kinfra)
Superintendent

[Signature]
6.9.23
ADCCCU

[Signature]
S/C

Pl. obtain vigilance clearance immediately & put up.

[Signature]
6/9/23

ADCCCU

[Signature]
6/9/23

[Signature]
Supt (110)

In compliance of above directions, letter to the ADCCCU is submitted for perusal & approval please.

[Signature]
6/9/2023
Commissioner

ADCCCU

[Signature]
6.9.23

2.91

Kindly peruse the Notesheet page XXX – XXXI. Vigilance clearance in respect of Shri Lekhraj Daima, Inspector has been provided by the Vigilance Section, O/o the Chief Commissioner, CGST & CE, Jaipur.

2. A Review DPC in respect of Original DPC dated 04.09.2023 for promotion of Inspectors to the grade of Superintendent, Group 'B' (Gazetted) for the vacancy year 2023, is to be held.

3. As per column 12 of the Schedule to the Superintendent of Central Excise Recruitment Rules, 2019, the composition for the DPC is as under: -

1.	Cadre Controlling Chief Commissioner of Customs and Central Excise	Chairman
2.	Cadre Controlling Commissioner concerned	Member
3.	Additional Commissioner (Personnel and Vigilance) of the Cadre Controlling Commissionerate	Member

3.2 As per para 2.7 of DPC guidelines, in Group 'A' and Group 'B' services / posts, if none of the officers included in the DPC as per the composition given in the Recruitment Rules, is an SC or ST officer, it would be in order to co-opt a member belonging to the SC or ST if available within the Ministry / Department.

4. Being Chairman of the DPC, the worthy Chief Commissioner may like to please fix a suitable date and time for holding the Review DPC meeting for regular promotion to the grade of Superintendent for the vacancy year 2023.

Cont...


कार्यालय टिप्पणी / NOTE SHEET

From Page : -


Further, if approved, following officers may be nominated as Member of the aforesaid DPC.


Sl. No.	Name of the Officer S/Shri	Designation	Present Place of Posting
1	Chetan Kumar Jain	Principal Commissioner	CGST & Central Excise, Jaipur
2	Sumit Kumar Yadav	Additional Commissioner (CCU)	CGST & Central Excise, Jaipur

Put up for perusal, approval and orders please.


(Manoj Kodwani)
Inspector
08/09/23


(Rajesh Kinra)
Superintendent
11/9/2023


11.9/23
Officer (CCU)

P/c

11/9/23


Chief Commr.

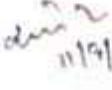
Today 11.05.2023 at 10.30 AM

Commr

11/9

Letter to the Superintendent (Vij), C/o Jaipur seeking Vigilance clearance in Mo that Nitin Suresh Bawale (CCU) Inspector for transfer to the post of Supt, is put up for perusal, approval & sign. etc.


11/09/23
(Manoj Kodwani)
Inspector (CCU)


11/9/2023
Inspector (CCU)

I-3 (1) CCU/J2/2023

कार्यालय टिप्पणी / NOTE SHEET

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It is submitted that a Review DPC Meeting, in respect of Original DPC dated 04.09.2023, for filling up 39 vacancies (26 UR + 9 SC + 4 ST) including two vacancies reserved for PwBDs (one for deaf & hard of hearing and other for blindness & low vision), has been held on 11.09.2023 for promotion to the grade of Superintendent, Group 'B' (Gazetted) for the vacancy year 2023 (01.01.2023 to 31.12.2023).

2. As per para 16.1 of DPC guidelines (Page-83/c), the recommendations of the DPC are advisory in nature and should be duly approved by the appointing authority. Being appointing authority for Group 'B' posts, the Principal Commissioner, CGST & Central Excise Jaipur may please approve recommendations of the said Review DPC contained in the Minutes dated 11.09.2023.

Submitted for perusal and approval please.

(Manoj Kodwani)
Inspector
11/09/23

(Rajesh Kinra)
Superintendent
11/9/2023

(Principal Commissioner)
11-9/23
ADCCCU

(Principal Commissioner)
11/9/23

Kindly peruse the above note wherein recommendations of the Review DPC Meeting in respect of Original DPC dated 04.09.2023 for filling up 39 vacancies (26 UR + 9 SC + 4 ST) including two vacancies reserved for PwBDs (one for deaf & hard of hearing and other for blindness & low vision), held on 11.09.2023 for promotion to the grade of Superintendent, Group 'B' (Gazetted) for the vacancy year 2023 (01.01.2023 to 31.12.2023), has been approved by the appointing authority i.e. the Principal Commissioner, CGST & CX, Jaipur.

2.1 It is submitted that as per the recommendations of the said Review DPC dated 11.09.2023, the finding in respect of Shri Lekhraj Daima (SC), Inspector who was earlier found 'FIT' by the Original DPC dated 04.09.2023 and promoted as Superintendent vide this Establishment Order No. CCU-33/2023 dated 04.09.2023, has been kept in 'Sealed Cover' and accordingly his name has been removed from the select panel prepared by the said Review DPC dated 11.09.2023. Subsequently one SC category Inspector has been included in the said select panel against the vacancy arisen due to non inclusion of name of Shri Lekhraj Daima (SC), Inspector.

2.2 Since, name of Shri Lekhraj Daima (SC), Inspector has been excluded from the select panel prepared by the aforesaid Review DPC dated 11.09.2023 and he was not allowed to join as Superintendent with reference to this office Establishment Order No. CCU-33/2023 dated 04.09.2023, therefore, an order regarding deletion of his name from the said ET Order dated 04.09.2023, is required to be issued. Further, next name of a SC Category Inspector from the select panel prepared by the aforesaid Review DPC dated 11.09.2023 for promotion to the grade of Superintendent, Group 'B', is to be released.

3. Furthermore, it is submitted that one ST category vacancy has arisen in the grade of Superintendent, Group 'B' (Gazetted) due to demise of Shri Moti Lal Meena (ST), Superintendent, CGST Alwar on 07.08.2019. As per the select panel, prepared by the Review DPC dated 11.09.2023, the next name of ST category Inspector whose name is to be released for promotion to the grade of Superintendent Group 'B' against the said one ST category vacancy, is Shri Shyam Lal Meena (ST) (DOB - 10.05.1974).

Contd...

कार्यालय टिप्पणी / NOTE SHEET

अनुसूचित जाति :-

4. In view of above, names of following two Inspectors from the select panel prepared by the Review dated 11.09.2023 for promotion to the grade of Superintendent, Group 'B' for filling up the 2 vacancies (1 SC against Shri Lekhraj Daima + 1 ST against death of Shri Moti Lal Meena (ST), Supdt.) for the vacancy year 2023, are to be released.

S. No	Name of Inspectors (S/Shri/Ms.)	Category	Date of Birth
1.	Shyam Lal Meena	ST	10.05.74
2.	Nitin Suresh Bainle	SC	07.08.84

Accordingly, two Establishment Orders, one for deletion of name of Shri Lekhraj Daima from the ET Order No. CCU-33/2023 dated 04.09.2023 and another for promotion of aforementioned two Inspectors to the grade of Superintendent, Group 'B' (Gazetted), are put up for perusal, approval and signature please.

(Signature)
11/09/23
(Manoj Kodwani)
Inspector

(Rajesh Kinfra)
Superintendent

Above note may kindly be perused. As per vigilance status dt. 11/9/2023 provided by the CEO, both of above named Inspectors are clear from vigilance angle. Accordingly, 2 ET orders are submitted for perusal & approval pl.

(Signature)
11/9/2023
(Sanjay Bhat)

ADCCUJ for approval please
(Signature)
11.9/23

(Signature)
11/9/23

Letter to the Supdt (Vij) CLO Japur seeking
vigilance clearance in 810 25 Inspectors for promotion to
the grade of Superintendent for the vacancy year 2024,
is put up for perusal, approval & Sign: please.

U
31/05/24

(Manoj Kishore)
Inspector

Supdt
31/5/24

(Anand Arora)

X 40117

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Revised letter to the Supt (Vij) CW Super Secy vigilance clearance in Mo Inspectors for promotion to the grade of Supt for the vacancy year 2024, is put up for period, approval & Supt. please.

U
05/06/24
(Manoj Kodwara)
Inspector

Supt
under
5/6/24
(Kumar Anand)

It is submitted that in terms of DoPT's O.M. No. 22011/4/2013-Estt (D) dated 08.05.2017, an original DPC was held on 28.12.2023 for promotion to the grade of Superintendent, Group 'B' (Gazetted) for filling up the 16 vacancies (10 UR + 5 SC + 1 ST) including two vacancies reserved for PwBDs (one for deaf & hard of hearing and another for blindness & low vision) for the panel/vacancy year 2024. DPC selected 11 Inspector (10 UR + 1 ST including 1 PwBD) for promotion to the grade of Superintendent, Group 'B' (Gazetted). All the selected Inspectors have been promoted to the grade of Superintendent. 5 vacancies of SC category remained unfilled due to non availability of eligible Inspectors even in the extended zone of consideration.

1.2 After holding of the said Original DPC dated 28.12.2023, some more vacancies have arisen/will arise in the remaining period of Panel Year 2024. Details are as under:-

S. No.	Name of Superintendent (S/Shri/Ms.)	Category	Reasons of vacancy	No. of vacancy
1.	Shri Manoj Kumar Bairwa (SC), Inspector		One carried forwarded SC category vacancy kept vacant for	1 (SC)
2.	Shri Sanjeev Kumar Mittal, Inspector		One carried forwarded UR vacancy kept vacant for	1 (UR)
3.			One unfilled carried forwarded vacancy reserved for PwBD (for blindness & low vision category)	1 (UR)
4.	Ghanshyam Sirohi	SC	Retired on superannuation on 30.04.2024	1 (SC)

Cont....

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S. No.	Name of Superintendent (S/Shri/Ms.)	Category	Reasons of vacancy	No. of vacancy
5.	Kanhaiya Lal	SC	Retired on superannuation on 30.04.2024	1 (SC)
6.	Mangal Chand Meena	ST (selected on merit as Supdt. and adjusted against UR post)	Retirement on superannuation on 31.05.2024	1 (UR)
7.	Mahendra Singh Diwach	OBC	Selected for deputation at SEZ, Sitapura Jaipur for a period of 3 years. He is to join at SEZ on 11.06.2024.	1 (UR)
8.	Hari Narain Koli	SC (selected on merit as Supdt. and adjusted against UR post)	Retirement on superannuation on 30.06.2024	1 (UR)
9.	Jagdish Narain Koli	SC	Retirement on superannuation on 30.06.2024	1 (SC)
10.	Satveer Singh Arya	SC (selected on merit as Supdt. and adjusted against UR post)	Retirement on superannuation on 31.07.2024	1 (UR)
11.	Shakti Singh	SC	Retirement on superannuation on 31.08.2024	1 (SC)
12.	Rekha Bhargava	Gen	Retirement on superannuation on 30.09.2024	1 (UR)
13.	P.L. Dendor	ST	Retirement on superannuation on 30.09.2024	1 (ST)
14.	Sita Ram Chauhan	SC	Retirement on superannuation on 31.10.2024	1 (SC)
15.	Rukmanand Swami	Gen	Retirement on superannuation on 31.10.2024	1 (UR)
16.	Alok Goswami	Gen	Retirement on superannuation on 30.11.2024	1 (UR)

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S. No.	Name of Superintendent (S/Shri/Ms.)	Category	Reasons of vacancy	No. of vacancy
17.	B.S. Solanki	SC (selected on merit as Supdt. and adjusted against UR post)	Retirement on superannuation on 30.11.2024	1 (UR)
Total Vacancies				17 (10 UR + 6 SC + 1 ST)
Less : Following one Superintendent is due for repatriation from deputation during the year 2024 :				1 (UR)
1. Shri Vinay Sood (UR), is due for repatriation from ED, Chandigarh, on 24.06.2024.				
Gross total vacancies to be filled for the vacancy year 2024				16 (9 UR + 6 SC + 1 ST)
Less:- (i) One post reserved for the SC category is to be kept vacant for Shri Manoj Kumar Bairwa (SC), Inspector due to non-receipt of the required clarification from the Board.				1 (SC)
(ii) One UR post is to be kept vacant for Shri Vijay Kumar Dhuriya, Inspector due to non-receipt of the required clarification from the Board.				1 (UR)
(iii) One UR post is to be kept vacant for Shri Sanjeev Kumar Mittal, Inspector as decided on Notesheet Page No. I-II (Page- to) of File No. II-3(4)CCU/JZ/2023				1 (UR)
Net total vacancies to be filled for the vacancy year 2024				13 (7 UR + 5 SC + 1 ST)

In view of above, Supplementary DPC for promotion to the grade of Superintendent, Group 'B' is to be held for filling up 13 vacancies (7 UR + 5 SC + 1 ST) including two vacancies reserved for PwBD (one for blindness & low vision and another for multiple disabilities) for the vacancy year 2024

2. In terms of para 6.4.2 (i) of the DPC guidelines read with DoPT's O.M. No. 22011/2/2014-Estt. D dated 30.01.2015, regarding procedure for filling up further vacancies in the same year and conduct of supplementary DPC, vacancies due to death, voluntary retirement, new creations, etc. clearly belonging to the category which could not be foreseen at the time of placing facts and material before the DPC, in such cases, another meeting of the DPC should be held for drawing up a panel for these vacancies as these vacancies could not be anticipated at the time of holding the earlier DPC. If, for any reason, the DPC cannot meet for the second time, the procedure of drawing up of year wise panels may be followed when it meets next for preparing panels in respect of vacancies that arise in subsequent year (s).

Cont.

Conf. for purpose :- कार्यालय टिप्पणी / NOTE SHEET

3. In terms of the DoP&T's O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, the crucial date of eligibility will be 1st January, 2024 for the Vacancy Year 2024.

4. It is submitted that in the seniority list of Inspectors as on 31.03.2018, names of S/Shri Vijay Kumar Dhuria (Gen.) and Karan Kumar (Gen.), both Inspector are above the officer at Sl. No. 22 of normal zone of consideration for promotion to the grade of Superintendent, Group 'B' for filling up 13 vacancies for the vacancy year 2024. It is pertinent to mention here that initial promotion of S/Shri Vijay Kumar Dhuria and Karan Kumar from the grade of Stenographer Grade-II (erstwhile Stenographer Grade-III) to the grade of Stenographer Grade-I, is not as per the relevant recruitment rules. In the identical/similar matter in respect of Shri Manoj Kumar Bairwa (SC), Inspector, a Committee was constituted. The Committee vide report dated 24.02.2022, recommended that **"till receipt of specific clarification from the Board in the matter, Shri Manoj Kumar Bairwa (SC), Inspector whose initial promotion to the grade of Stenographer Grade-I is disputed as discussed in above paras, may not be considered for promotion to the grade of Superintendent, Group 'B' and one post of Superintendent may be kept vacant for him."**

Clarification in the matter had been sought from the Board vide this office letter dated 23.11.2022. Last reminder has been sent on 15.02.2024. Since, the clarification in the matter is still awaited from the Board, therefore, S/Shri Vijay Kumar Dhuria (Gen.) and Karan Kumar (Gen.), Inspectors had not been included in the normal zone of consideration of Original DPC held on 28.12.2023 as decided on Notesheet Page No. I-II. Similarly these 2 Inspectors have not been included in the consideration list of 22 Inspectors prepared for supplementary DPC for filling up 13 vacancies for the vacancy year 2024. As per criteria adopted in the case of Shri Manoj Kumar Bairwa, if approved, one vacancy may be kept vacant for Shri Vijay Kumar Dhuria (Gen.) as his name is falling within the unreserved vacancies. Further, since name of Shri Karan Kumar, Inspector is beyond the 5 unreserved vacancies (7 – 2 vacancies reserved for PwBD), therefore, presently there is no need to keep vacancy for him.

5. As per the Recruitment Rules, 2019 (Page-78/c) forwarded by the Ministry under letter F.No.A-12018/10/2012-Ad.II (B) dated 26.08.2019 (Page-79/c), the post of Superintendent Group 'B' is to be filled up by the selection method and Inspectors with 2 years regular service and have successfully completed 2-4 weeks training as prescribed by the Department, are eligible to be considered for promotion to the grade of Superintendent Group 'B'.

6.1 As per column 12 (Page-74/c) of the Schedule to the Superintendent of Central Excise Recruitment Rules, 2019, the composition for the DPC is as under: -

1.	Cadre Controlling Chief Commissioner of Customs and Central Excise	Chairman
2.	Cadre Controlling Commissioner concerned	Member
3.	Additional Commissioner (Personnel and Vigilance) of the Cadre Controlling Commissionerate	Member

6.2 As per para 2.7 (Page-72/c) of DPC guidelines, in Group 'A' and Group 'B' services / posts, if none of the officers included in the DPC as per the

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Cont. for page 1.

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composition given in the Recruitment Rules, is an SC or ST officer, it would be in order to co-opt a member belonging to the SC or ST if available within the Ministry / Department.

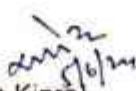
7. As per above composition, following officers may be considered to be nominated as Member of the aforesaid DPC:

Sl. No.	Name of the Officer S/Shri	Designation	Present Place of Posting
1.	Chetan Kumar Jain	Principal Commissioner	CGST & Central Excise, Jaipur
2.	Babneet Tuli	Additional Commissioner	CCO, CGST & Central Excise (JZ), Jaipur

Being Chairperson of the DPC, the Chief Commissioner may like to please fix a suitable date and time for holding Original DPC meeting for regular promotion to the grade of Superintendent for the vacancy year 2024.

Submitted for perusal, approval and orders please.

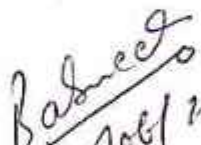

(Manoj Kodwani)
Inspector


(Rajesh Kinra)
Superintendent



Note above may pls be seen.
Para 04 on NISP XXXI may kindly be perused. As discussed in the note, we may keep one vacancy for Shri Vijay Kumar Sharma, Inspcc put up for kind approval pls.

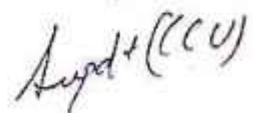
Principal Commissioner


Babneet
05/06/24

Chief Commissioner has agreed for the DPC at 4:00 o'clock today.


Gaur
5/6/24

AD (CCU)


Anand (CCU)

कार्यालय टिप्पणी / NOTE SHEET

It is submitted that a supplementary DPC for regular promotion to the grade of Superintendent, Group-B (Gazetted), from amongst Inspectors, Group 'B' (Gazetted) has been held on 05.06.2024 for filling up 13 regular vacancies (7 UR + 5 SC + 1 ST) including two vacancies reserved for PwBD (one for blindness & low vision and another for multiple disabilities) for the panel/vacancy year 2024. A select panel (Page-157/c) of 6 Inspectors, Group 'B' (Non-Gazetted) for promotion the grade of Superintendent, Group-B (Gazetted) has been prepared by the aforesaid DPC dated 28-12-2023. An extended panel of one Inspector has also been prepared by the aforesaid DPC dated 05.06.2024.

2. As per 16.1 (Page-87/c) of DPC guidelines, the recommendations of the DPC are advisory in nature and should be duly approved by the appointing authority. Being appointing authority for Group 'B' posts, the Principal Commissioner, CGST & Central Excise Jaipur may please approve recommendations of the said DPC contained in the Minutes dated 28-12-2023 (Page- 156/c to 163/c). 05-06-2024

Submitted for perusal and approval, please.

(Manoj Kodwani) 06/06/24
Inspector

(Rajesh Kinnā) 06/06/24
Superintendent

06/06/2024

Principal Commissioner

Approved -


06/06/24 ADCCW

Letter to the Supt. (Vij) CEO Jaipur Seeking Vigilance clearance in MO Mr. Prachi Rathore, Inspector for promotion to the grade of Supt., is put up for perusal, approval & sign. please.

10/06/24
(Manoj Kodwani)
Insp.

Supt. 10/06/24
(Rajesh Kinnā)

Letter to the Supt (Vij), (to Supt seeking
Vigilance clearance in Mo of Inspection for permission to
the grade of Supt, is put up for panel, approval &
Sign. please.


08/10/24
(Manj Kodwani)
Insp.

Supt.
8/10/24
Anand Arora

It is submitted that in terms of DoPT's O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017, an original DPC was held on 28.12.2023 for promotion to the grade of Superintendent, Group 'B' (Gazetted) for filling up the 16 vacancies (10 UR + 5 SC + 1 ST) including two vacancies reserved for PwBDs (one for deaf & hard of hearing and another for blindness & low vision) for the panel/vacancy year 2024. Further, a Supplementary DPC for 13 (7 UR + 5SC + 1ST) unfilled as well as additional unforeseen regular vacancies which arisen due to death, VRS and deputation of the Superintendents Group "B" between 01.01.2024 to 04.06.2024, was held on 05.06.2024 for the panel period / vacancy year 2024. All the selected Inspectors have been promoted to the grade of Superintendent.

1.2 After holding of the said Original DPC dated 28.12.2023 and supplementary DPC dated 05.06.2024, some more vacancies have arisen/will arise in the remaining period of Panel Year 2024. Details of these unfilled as well as additional unforeseen regular vacancies are as under:-

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S. No	Name of Superintendent (S/Shri/Ms.)	Category	Reasons of vacancy	No. of vacancy
1.			One carried forwarded SC category vacancy kept vacant for Shri Manoj Kumar Bairwa (SC), Inspector	1 (SC)
2.			One unfilled carried forwarded vacancy reserved for PwBD (for blindness & low vision category)	1 (UR)
3.			Five unfilled vacancies reserved for SC category due to retirement of S/Shri Ghanshyam Sirohi, Kanhaiya Lal, Jagdish Narain Koli, Shakti Singh and Sita Ram Chauhan on 30.04.2024, 30.04.2024, 30.06.2024, 31.08.2024 & 31.10.2024 respectively	5 (SC)
4.	Rekha Bhargava	Gen	Retired on superannuation on 30.09.2024	1 (UR)
5.	Rukmanand Swami	Gen	Retired on superannuation on 31.10.2024	1 (UR)
6.	Alok Goswami	Gen	Retirement on superannuation on 30.11.2024	1 (UR)
7.	B.S. Solanki	SC (selected on merit as Supdt. and adjusted against UR post)	Retirement on superannuation on 30.11.2024	1 (UR)
8.	Suresh Chand Badaya	Gen	Acceptance of VRS w.e.f. 13.12.2024 (Page-224/c)	1 (UR)
Total Vacancies				12 (6 UR + 6 SC)
Less:- (i) One post reserved for the SC category is to be kept vacant for Shri Manoj Kumar Bairwa (SC), Inspector due to non-receipt of the required clarification from the Board				1 (SC)
(ii) Two UR posts are to be kept vacant for S/Shri Vijay Kumar Dhuriya and Karan Kumar, Inspectors due to non-receipt of the required clarification from the Board in matter of earlier promotion to the cadre of Steno Grade-I				2 (UR)
Net total vacancies to be filled during remaining period of the vacancy year 2024				9 (4 UR + 5 SC)

In view of above, 2nd Supplementary DPC for promotion to the grade of Superintendent, Group 'B' is to be held for filling up 9 vacancies (4 UR + 5 SC) including three vacancies reserved for PwBD (one for deaf & hard of hearing, one for blindness & low vision and other for multiple disabilities) for the vacancy year 2024

2. In terms of para 6.4.2 (i) (Page-223/c) of the DPC guidelines read with DoPT's O.M. No. 22011/2/2014-Estt. D dated 30.01.2015 (Page-222/c), regarding procedure for filling up further vacancies in the same year and conduct of supplementary DPC, vacancies due to death, voluntary retirement, new

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creations, etc. clearly belonging to the category which could not be foreseen at the time of placing facts and material before the DPC, in such cases, another meeting of the DPC should be held for drawing up a panel for these vacancies as these vacancies could not be anticipated at the time of holding the earlier DPC. If, for any reason, the DPC cannot meet for the second time, the procedure of drawing up of year wise panels may be followed when it meets next for preparing panels in respect of vacancies that arise in subsequent year (s).

3. In terms of the DoP&T's O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017 (Page-219/c), the crucial date of eligibility will be 1st January, 2024 for the Vacancy Year 2024.

4.1 It is submitted that in the seniority list of Inspectors as on 31.03.2018, names of S/Shri Vijay Kumar Dhuria (Gen.) and Karan Kumar (Gen.), both Inspector are above the officer at Sl. No. 18 of normal zone of consideration for promotion to the grade of Superintendent, Group 'B' for filling up 9 vacancies for the remaining period of vacancy year 2024. It is pertinent to mention here that initial promotion of S/Shri Vijay Kumar Dhuria and Karan Kumar from the grade of Stenographer Grade-II (erstwhile Stenographer Grade-III) to the grade of Stenographer Grade-I, is not as per the relevant recruitment rules. In the identical/similar matter in respect of Shri Manoj Kumar Bairwa (SC), Inspector, a Committee was constituted. The Committee vide report dated 24.02.2022, recommended that *"till receipt of specific clarification from the Board in the matter, Shri Manoj Kumar Bairwa (SC), Inspector whose initial promotion to the grade of Stenographer Grade-I is disputed as discussed in above paras, may not be considered for promotion to the grade of Superintendent, Group 'B' and one post of Superintendent may be kept vacant for him."* Accordingly, Shri Bairwa is not being considered for promotion to the grade of Superintendent and one post of Superintendent is being kept vacant for him. Similarly, one post of Superintendent has been kept vacant for Shri Vijay Kumar Dhuriya in supplementary DPC dated 05.06.2024 for the vacancy year 2024.

4.2 Clarification in the matter had been sought from the Board vide this office letter dated 23.11.2022. Last reminder has been sent on 15.02.2024. Since, the clarification in the matter is still awaited from the Board, therefore, S/Shri Vijay Kumar Dhuria (Gen.) and Karan Kumar (Gen.), Inspectors had not been included in the normal zone of consideration of Original DPC held on 28.12.2023 and supplementary DPC dated 05.06.2024 as decided on Notesheet Page Nos. I-II & XXVIII – XXXII. Similarly these 2 Inspectors have not been included in the consideration list of 18 Inspectors prepared for 2nd supplementary DPC for filling up 9 vacancies for the remaining period of vacancy year 2024.

4.3 As per criteria adopted in the case of S/Shri Manoj Kumar Bairwa and Vijay Kumar Dhuriya, if approved, one vacancy may be kept vacant for Shri Karan Kumar (Gen.) as his name is falling within the unreserved vacancies.

5. As per the Recruitment Rules, 2019 (Page-78/c) forwarded by the Ministry under letter F No A-12018/10/2012-Ad II (B) dated 26.08.2019 (Page-79/c), the post of Superintendent Group 'B' is to be filled up by the selection method and Inspectors with 2 years regular service and have successfully completed 2-4 weeks training as prescribed by the Department, are eligible to be considered for promotion to the grade of Superintendent Group 'B'.

11-3(4) CW / J2/2023
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6.1 As per column 12 (Page-74/c) of the Schedule to the Superintendent of Central Excise Recruitment Rules, 2019, the composition for the DPC is as under: -

1.	Cadre Controlling Chief Commissioner of Customs and Central Excise	Chairman
2.	Cadre Controlling Commissioner concerned	Member
3.	Additional Commissioner (Personnel and Vigilance) of the Cadre Controlling Commissionerate	Member

6.2 As per para 2.7 (Page-72/c) of DPC guidelines, in Group 'A' and Group 'B' services / posts, if none of the officers included in the DPC as per the composition given in the Recruitment Rules, is an SC or ST officer, it would be in order to co-opt a member belonging to the SC or ST if available within the Ministry / Department.

7. As per above composition, following officers may be considered to be nominated as Member of the aforesaid DPC:

Sl. No.	Name of the Officer S/Shri	Designation	Present Place of Posting
1.	Chetan Kumar Jain	Principal Commissioner	CGST & Central Excise, Jaipur
2.	Mahabir Singh Meena	Additional Commissioner	CCU, CGST & Central Excise (JZ), Jaipur

Being Chairperson of the DPC, the Chief Commissioner may like to please fix a suitable date and time for holding 2nd Supplementary DPC meeting for regular promotion to the grade of Superintendent for the vacancy year 2024.

Submitted for perusal, approval and orders please.

(Manoj Kodwani)
Inspector

(Rajesh Kinra)
Superintendent

AC
6/11/24

AOC
6.11.2024

Pr. Commissioner:

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Kindly peruse note on pre-page.

2. As discussed file is re-submitted please.

3. As per records, Shri Manoj Kumar Bairwa, Inspector (promoted from cadre of Stenographer Grade-I) is due for consideration for promotion to the grade of Superintendent, Group 'B' since panel/vacancy year 2020. As per communication dated 20.02.2020 received from the Board, the earlier promotion of officers of Stenographer Grade-II to Stenographer Grade-I (including Shri Manoj Kumar Bairwa) is not as per relevant Recruitment Rules. The matter of promotion in the Stenographer Grade is under examination of the Board. The Board vide letter dated 02.02.2023 had called for a report regarding impact assessment on the issue of promotion of Stenographer cadre during the period between restructuring of Steno cadres in 2010 and notification of RRs. Detailed report in respect of CGST Jaipur Zone had been sent to Board vide this office letter dated 20.03.2023. Reminders dated 11.07.2023, dated 27.09.2023 and dated 05.02.2024 had also been sent. Board's directions in the matter are awaited. Till promotions in Stenographer cadres are settled, it is not proper to consider the officers in the cadre of Stenographer or such officers promoted to higher posts for further promotion.

4. DPC/Supplementary DPC for promotion to the grade of Superintendent for the panel years 2020, 2021 & 2022 could not be held timely for want of directions of the Board. To find out a solution of the problem, a Committee was constituted in Zone. The Committee opined that till specific clarification is received from Board, Shri Bairwa, Inspector may not be considered for promotion to the grade of Superintendent. The Committee recommended to keep vacant one post of Superintendent Cadre for Shri Bairwa. The recommendations of the committee had been accepted by the then Chief Commissioner. Thereafter, legal opinion in the matter was also sought from the Government Counsel. The Government Counsel vide letter dated 26.09.2022 opined that the decision of the department for not considering his case for promotion to the grade of Superintendent and keeping a post vacant for him is proper and correct.

5. It is pertinent to mention here that Shri Bairwa preferred an O.A. No. 291/0086/2022 before Hon'ble CAT Bench, Jaipur for consideration for promotion to the grade of Superintendent. The department has filed reply to the said O.A. mentioning that Shri Bairwa, Inspector has not been considered for promotion to the grade of Superintendent and a post of Superintendent is being kept vacant for him.

6. One more Inspector, namely, Shri Vijay Kumar Dhuria (UR), whose initial promotion to the grade of Stenographer Grade-I was not as per the relevant RR, was also falling within the normal zone of consideration for promotion to the grade of Superintendent for the vacancy year 2024. On the same analogy, as followed in the case of Shri Manoj Kumar Bairwa, he had not been considered for promotion to the grade of Superintendent and one UR vacancy was kept vacant for him in the supplementary DPC dated 05.06.2024.

7. Now, one similarly situated Inspector, namely, Shri Karan Kumar (UR) whose initial promotion to the grade of Stenographer Grade-I is not as per the relevant RR, is also falling in the normal zone of consideration as well as within the UR vacancies for promotion to the grade of Superintendent in the said 2nd supplementary DPC for panel year 2024. Accordingly, a UR category vacancy is to be kept vacant for him as well as per criterion followed in the case of Shri Manoj Kumar Bairwa and Shri Vijay Kumar Dhuriya both Inspectors.

8. It is submitted that in the year 2020, Board had communicated that promotion of Stenographer Grade-II to Stenographer Grade-I made during the period between restructuring of Steno cadres in 2010 and notification of RRs is not as per relevant Recruitment Rules. The matter is not settled till date. Even more than one and half year has been lapsed after submission of impact assessment report but Board's directions are awaited. Resultantly, three posts of Superintendent are to be kept vacant in the grade of Superintendent which is not proper.

P-2251c

P-2351c

P-2391c

P-2421c

P-2321c

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From the copy :-

9 In view of above and looking into the functional requirement of the zone, if approved

(i) One SC category post of Superintendent which has been kept vacant for Shri Manoj Kumar Barwa may be continued to be kept vacant considering the fact that the same has been communicated to Hon'ble Tribunal in OA 291/0086/2022

(ii) Pending clarification from the Board, Shri Vijay Kumar Dhuriya and Shri Karan Kumar both Inspectors may not be considered for promotion to the grade of Superintendent Group B (Gazetted). Two UR category posts of Superintendents against which they are due to be considered may be filled on adhoc basis till settlement of their earlier promotion in the grade of Stenographer Grade-I to make room for their possible promotion. In case they are to be considered subsequently on receipt of clarification from the Board, they will be considered for promotion to the grade of Superintendent. In that case, if required, junior most adhoc Superintendents will be reverted.

10 If the actions as proposed in Para 9 are approved, the 2nd Supplementary DPC for promotion to the grade of Superintendent, Group B may be held for filling up 11 vacancies (6 UR + 5 SC) including three vacancies reserved for PwBD (one for deaf & hard of hearing, one for blindness & low vision and other for multiple disabilities) for the vacancy year 2024.

Submitted for perusal & approval please.

(Manoj Kodwani)
Inspector

(Rajesh Kinfer)
Superintendent

ADC
13-11-2024

Pr. Commissioner

Discussed with the C.C. on 13-11-2024.

Prepare for DPC as proposed in para 9 above. Date will be ascertained from CC when he returns from tour.

18/11/24

ADC/CCU.

In view of above, letter to Supt. (Vij) cc Barwa being vigilance clearance in Mo Inspector for promotion to the grade of Supt. is put up for perusal, approval & signature.

(Manoj Kodwani)
Inspector

(Rajesh Kinfer)
Superintendent

कार्यालय टिप्पणी / NOTE SHEET

Kindly peruse note of Principal Commissioner on pre-page notesheet.

2. Folder for 2nd supplementary DPC for promotion of Inspectors to the grade of Superintendent for the vacancy year 2024 has been prepared.

3.1 As per column 12 (Page-74/c) of the Schedule to the Superintendent of Central Excise Recruitment Rules, 2019, the composition for the DPC is as under: -

1.	Cadre Controlling Chief Commissioner of Customs and Central Excise	Chairman
2.	Cadre Controlling Commissioner concerned	Member
3.	Additional Commissioner (Personnel and Vigilance) of the Cadre Controlling Commissionerate	Member

3.2 As per para 2.7 (Page-72/c) of DPC guidelines, in Group 'A' and Group 'B' services / posts, if none of the officers included in the DPC as per the composition given in the Recruitment Rules, is an SC or ST officer, it would be in order to co-opt a member belonging to the SC or ST if available within the Ministry / Department.

4. As per above composition, following officers may be considered to be nominated as Member of the aforesaid DPC:

Sl. No.	Name of the Officer	Designation	Present Place of Posting
1.	Shri Chetan Kumar Jain	Principal Commissioner	CGST & Central Excise, Jaipur
2.	Shri Rishi Yadav	Additional Commissioner	CCU, CGST & Central Excise (JZ), Jaipur (Additional Charge)

5. Being Chairperson of the DPC, the Chief Commissioner may like to please fix a suitable date and time for holding 2nd Supplementary DPC meeting for regular promotion to the grade of Superintendent for the vacancy year 2024.

Submitted for perusal, approval and orders please.

[Signature]
26/11/24
(Rajesh Kinra)
Superintendent

[Signature]
26/11/24
RISHI YADAV
Additional Commissioner

[Signature]
26/11/24
RISHI YADAV
Additional Commissioner

[Signature]
Principal Commissioner

Submitted for kind approval the note dated 18.11.2024 as per pre-page. The DPC is kept today as directed pl.

[Signature]
26/11/24

Chief Commissioner

[Signature]
26/11/24

LI

II-3(4)CCV/J2/2023

कार्यालय टिप्पणी / NOTE SHEET

It is submitted that 2nd supplementary DPC for promotion to the grade of Superintendent, Group 'B'(Gazetted), from amongst Inspectors, Group 'B' (Non-Gazetted) has been held on 26.11.2024 for filling up 11 regular vacancies (6UR+5SC) including three vacancies reserved for PwBD (one for deaf & hard of hearing, one for blindness & low vision and other for multiple disabilities) for the vacancy year 2024 (01.01.2024 to 31.012.2024). A select panel of 4 Inspectors, Group 'B' (Non-Gazetted) (Page-248/c) for promotion the grade of Superintendent, Group 'B' (Gazetted) has been prepared by the aforesaid DPC dated 26.11.2024. An extended panel of one Inspector has also been prepared by the aforesaid DPC dated 26.11.2024. A copy of minutes of DPC is placed at Page-248 to 255/c.

2. As per Para 16.1 of DPC guidelines (Page-87/c), the recommendations of the DPC are advisory in nature and should be duly approved by the appointing authority. Being appointing authority for Group 'B' posts, the Principal Commissioner, CGST & Central Excise Jaipur may please approve recommendations of the said DPC contained in the minutes dated 26.11.2024.

Submitted for perusal and approval please.

27/11/24
(21/11/24)
अनुमति

nc
अनुमति
27/11/2024

Ayala
ADC
RISHI
अनुमति / नोटिफिकेशन

Approved.
Principal Commissioner
Jaipur
27/11/24

कार्यालय टिप्पणी / NOTE SHEET

It is submitted that a Original DPC for preparation of an advance select panel for filling up 14 vacancies (8 UR + 5SC + 1 ST) for promotion to the grade of Superintendent, Group 'B' (Gazetted) for the vacancy year 2024, is to be held.

2. Kindly peruse the notes on Notesheet Page XIX to XXV of file No. II-3(1)CCU/JZ/2022 wherein it has been decided by the competent authority that :

(i) Shri Sanjeev Kumar Mittal, Inspector may not be considered for grant of promotion to the grade of Superintendent, Group 'B' in the next DPC till receipt of the required information from the Commissioner, Customs Jodhpur and one post (unreserved) of Superintendent has been kept vacant for him.

(ii) S/Shri Vijay Kumar Dhuria and Karan Kumar both Inspectors may not be included in the normal zone of consideration for promotion to the grade of Superintendent by the DPC for the vacancy year 2023.

3. The brief of the aforesaid two issues are as under :-

3.1.1 Shri Sanjeev Kumar Mittal, Inspector was involved in a criminal case. A challan was filed against him in the Hon'ble Court of ACJM No. 2, Bikaner on 13.05.1996. The Hon'ble Court ACJM No. 1 Bikaner has acquitted him from the charges leveled against him under section 120 B, 382, 467 & 471 of IPC by giving benefit of doubt and acquitted from the charges leveled against him under section 406 of IPC by Rajinama vide Order dated 15.09.2022 in Criminal Case No. 144 dated 31.08.1995 (New Case No 50/2019 - Rajasthan State V/s Mahesh Kumar Gautam and others).

3.1.2 The matter regarding initiation of disciplinary proceedings and regularization of suspension period in respect of Shri Sanjeev Kumar Mittal, Inspector, is still pending with Commissioner, Customs Jaipur. The Additional Commissioner, Customs Jaipur vide reminder dated 05.12.2023 has been requested to convey the decision taken in the matter and the same is pending.

3.1.3 If the Commissioner, Customs Jaipur takes decision not to institute deemed departmental proceedings from the date of under suspension (i.e. 15.06.1995) against Shri Sanjeev Kumar Mittal, Inspector then 1st sealed cover prepared by the DPC held on 10.09.2014 for promotion to the grade of Superintendent, Group 'B' can be opened & if Shri Mittal, Inspector is found fit as per the findings contained in the sealed cover, he will be promoted as Superintendent, Group 'B' from the date of his junior who was selected/promoted from the select panel of DPC held on 10.09.2014. Otherwise he will not be fit for promotion till completion of disciplinary proceedings.

In view of above, it is proposed that Shri Sanjeev Kumar Mittal, Inspector may not be considered for grant of promotion to the grade of Superintendent, Group 'B' in the next DPC being conducted for vacancy year 2024 till receipt of the required information from the Commissioner, Customs, Jodhpur and one post (unreserved) of Superintendent may be kept vacant for him as already decided on Notesheet Page XXIV & XXV of file No. II-3(1)CCU/JZ/2022.

3.2.1 The issue regarding promotion of Stenographers Grade-II to Stenographer Grade-I cadres during the intervening period between restructuring of Steno cadre in 2010 and notification dated 21.09.2015 issuing RRs for the post of Stenographer Grade-I, is under consideration at the level of Board.

3.2.2 To decide the matter of Shri Manoj Kumar Bairwa (SC) who was promoted from the grade of Stenographer Grade-II to Stenographer Grade-I & later on promoted as Inspector and due for consideration for promotion to the grade of Superintendent in the vacancy year 2020, a committee was constituted. The committee vide report dated 24.02.2022, recommended that "till receipt of specific clarification from the Board in the matter, Shri Manoj Kumar Bairwa (SC), Inspector whose initial promotion to the grade of Stenographer Grade-I is disputed as discussed in above paras, may not be considered for promotion to the grade of Superintendent, Group 'B' and one post of Superintendent may be kept vacant for him."

p-25/c

Certs. . .

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II-3(4) CCW/12/2023
कार्यालय टिप्पणी / NOTE SHEET

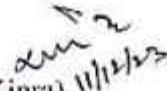
3.2.3 Tentatively names of S/Shri Vijay Kumar Dhuria (Gen.) & Karan Kumar (Gen.), both Inspectors may fall within the normal zone of consideration for promotion to the grade of Superintendent, Group 'B' (Gazetted) for the vacancy year 2024.


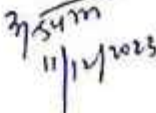
3.2.4 Both the above named officers have been promoted from the grade of Stenographer Grade-II to Stenographer Grade-I & later on promoted as Inspector. The cases of both the officers are identical with the case of Shri Manoj Kumar Bairwa, Inspector.

3.2.5 Since, clarification/decision in the matter of Shri Manoj Kumar Bairwa, Inspector, is still awaited from the Board, therefore, if approved, names of S/Shri Vijay Kumar Dhuria & Karan Kumar both Inspector may not be included in the normal zone of consideration for promotion to the grade of Superintendent, Group 'B' (Gazetted) for the vacancy year 2024. Since, their names are beyond the expected unreserved vacancies for the vacancy year 2024, therefore, presently there is no need to keep vacancies for them.

Submitted for perusal and approval as proposed at point no. 3.1.3 & 3.2.5 above.

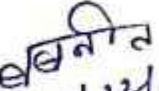

(Manoj Kodwani)
Inspector


(Rajesh Kinra)
Superintendent



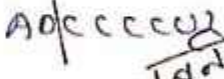
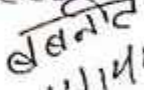
Self contained note above may
pls be seen. Put up for kind approval
to point No. 3.1.3 & 3.2.5 above.


11/12/23

Principal Commissioner

Approved as proposed.


13/12/23




13/12/23

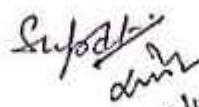
Asstt (CCW)

111

II-3 (4) CCW/JY/2023
कार्यालय टिप्पणी / NOTE SHEET


Letter to the Supt (Vig) CCJ Jaipur Seeking Vigilance Clearance in Mo Inspectors for promotion to the grade of Superintendent, Group 'B' for the vacancy year 2024, is put up for perusal, approval & Signature please.

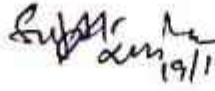

13/12/23
(Inspector)


13/12/23
(Under Secretary)

Kindly refer ET Order No. CCW-60/2023 of 6/1/2023 issued by the Principal Commissioner (CCW), C&ST Jaipur wherein VRS of S/As: Tarun Kant and Sanjeev Singh Rawat, both, Supt have been accepted w.e.f. 01.02.24 & 09.02.2024 respectively. In view of above, two more vacancies arising in the grade of Supt in the vacancy year 2024.

If approved, Revised letter may be issued to Supt (Vig), CCJ, Jaipur Seeking Vigilance clearance of Inspector for DPC for promotion to the grade of Supt for the vacancy year 2024. Accordingly, letter is submitted for perusal approval & signature pl.


19/12/23
(Manoj Kadiyani)
Inch


19/12/23
(Under Secretary)

11-3 (v) CCU/J2/2023
कार्यालय टिप्पणी / NOTE SHEET

It is submitted that in terms of the DOPT's O.M No. 22011/4/2013-Estt. (D) dated 08.05.2017 (Page-83/c), a DPC meeting is to be convened for preparation of an advance select panel for regular promotion to the grade of Superintendent, Group 'B' (Gazetted) for the panel/vacancy year 2024 (01.01.2024 to 31.12.2024).

2.1 Consequent upon grant of status quo by the Hon'ble CAT Bench Jaipur/Jodhpur on reversion order of following Superintendents to the grade of Inspector vide ET Order No. CCU-32/2023 dated 01.09.2023, one superintendent in UR category, is working in excess in CGST Jaipur Zone :

Sl. No.	Name of the Superintendent reverted to the grade of Inspector S/Shri	Hon'ble CAT Bench	Date of Order of Hon'ble CAT Bench granting IR
1.	Chandra Shekhar Soni	Jaipur	07.11.2023 (Page-52/c)
2.	Peeyush Moyal	Jaipur	07.11.2023 (Page-52/c)
3.	Amit Kumar	Jaipur	07.11.2023 (Page-52/c)
4.	Mukesh Kumar Mann	Jaipur	07.11.2023 (Page-45/c)
5.	Narendra Kumar Sharma	Jodhpur	08.09.2023 (Page-63/c)
6.	Pritam Sharma	Jodhpur	05.09.2023 (Page-71/c)

2.2 The aforesaid one excess in the grade of Superintendent may be adjusted from the vacancies arising in the vacancy year 2024.

3. The details of vacancies for promotion to the grade of Superintendent for the vacancy year 2024, are submitted as under: -

S. No.	Name of Superintendent S/Shri/Ms.	Category	Reasons of vacancy	No. of vacancy
1.			One carried forwarded SC category vacancy which was kept vacant for Shri Manoj Kumar Bairwa (SC), Inspector	1 (SC)
2.			One carried forwarded UR vacancy which was kept vacant for Shri Sanjeev Kumar Mittal, Inspector	1 (UR)
3.			Two unfilled carried forwarded vacancies reserved for PwBD (one for deaf & hard of hearing and other for blindness & low vision)	2 (UR)
4.	Sumat Prakash Jain	Gen	Retirement on superannuation on 31.01.2024	1 (UR)
5.	Murari Kehri Meena	ST (selected on merit as Supdt. and adjusted against UR post)	Retirement on superannuation on 30.04.2024	1 (UR)
6.	Ghanshyam Sirohi	SC	Retirement on superannuation on 30.04.2024	1 (SC)
7.	Kanhaiya Lal	SC	Retirement on superannuation on 30.04.2024	1 (SC)

List of officers due to retirement in 2024 P-86/c

Ans. -

11-3(4) CCU/J2/2022

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कार्यालय टिप्पणी / NOTE SHEET

From the Page

S. No.	Name of Superintendent S/Shri/Ms.	Category	Reasons of vacancy	No. of vacancy
8.	Mangal Chand Meena	ST (selected on merit as Supdt. and adjusted against UR post)	Retirement on superannuation on 31.05.2024	1 (UR)
9.	Hari Narain Koli	SC (selected on merit as Supdt. and adjusted against UR post)	Retirement on superannuation on 30.06.2024	1 (UR)
10.	Jagdish Narain Koli	SC	Retirement on superannuation on 30.06.2024	1 (SC)
11.	Satveer Singh Arya	SC (selected on merit as Supdt. and adjusted against UR post)	Retirement on superannuation on 31.07.2024	1 (UR)
12.	Shakti Singh	SC	Retirement on superannuation on 31.08.2024	1 (SC)
13.	Rekha Bhargava	Gen	Retirement on superannuation on 30.09.2024	1 (UR)
14.	P.L. Dendor	ST	Retirement on superannuation on 30.09.2024	1 (ST)
15.	Sita Ram Chauhan	SC	Retirement on superannuation on 31.10.2024	1 (SC)
16.	Rukmanand Swami	Gen	Retirement on superannuation on 31.10.2024	1 (UR)
17.	Alok Goswami	Gen	Retirement on superannuation on 30.11.2024	1 (UR)
18.	B.S. Solanki	SC (selected on merit as Supdt. and adjusted against UR post)	Retirement on superannuation on 30.11.2024	1 (UR)
19.	Tarun Kant	ST (selected on merit as Supdt. and adjusted against UR post)	Acceptance of VRS w.e.f. 01.02.2024	1 (UR)
20.	Sanjeev Singh Rawat	Gen	Acceptance of VRS w.e.f. 09.02.2024	1 (UR)
	Total Vacancies			21 (14 UR + 6 SC + 1 ST)

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p-36/c

Govt...

II-3(4) CW/J2/2023

कार्यालय टिप्पणी / NOTE SHEET

S. No.	Name of Superintendent S/Shri/Ms.	Category	Reasons of vacancy	No. of vacancy
	Less : 1. Following 2 Superintendents are due for repatriation from deputation during the year 2024 : (i) Shri Ratan Lal Thakur (UR), is due for repatriation from PGIMER, Chandigarh, on 31.05.2024. (ii) Shri Vinay Sood (UR), is due for repatriation from ED, Chandigarh, on 24.06.2024.			2 (UR)
	2. Adjustment of one UR post of Superintendent consequent upon grant of status quo on reversion of Superintendent to Inspector by the Hon'ble CAT Bench, Jaipur as per details mentioned at Para 2 above.			1 (UR)
	Gross total vacancies to be filled for the vacancy year 2024			18 (11 UR + 6 SC + 1 ST)
	Less:- (i) One post reserved for the SC category is to be kept vacant for Shri Manoj Kumar Bairwa (SC), Inspector due to non-receipt of the required clarification from the Board.			1 (SC)
	(ii) One UR post is to be kept vacant for Shri Sanjeev Kumar Mittal, Inspector as decided on Notesheet Page No. I-II			1 (UR)
	Net total vacancies to be filled for the vacancy year 2024			16 (10 UR + 5 SC + 1 ST)

In view of the above, original DPC for promotion to the grade of Superintendent, Group 'B' is to be held for filling up 16 vacancies, including two vacancies reserved for PwBD (one for deaf & hard of hearing and another for blindness & low vision) for the vacancy year 2024.

4. In terms of the DoP&T's O.M. No. 22011/4/2013-Estt. (D) dated 08.05.2017(Page-83/c), the crucial date of eligibility will be 1st January, 2024 for the Vacancy Year 2024.

5. As per the Recruitment Rules, 2019 (Page-78/c) forwarded by the Ministry under letter F.No.A-12018/10/2012-Ad.II (B) dated 26.08.2019 (Page-79/c), the post of Superintendent Group 'B' is to be filled up by the selection method and Inspectors with 2 years regular service and have successfully completed 2-4 weeks training as prescribed by the Department, are eligible to be considered for promotion to the grade of Superintendent Group 'B'.

6.1 As per column 12 (Page-74/c) of the Schedule to the Superintendent of Central Excise Recruitment Rules, 2019, the composition for the DPC is as under: -

1.	Cadre Controlling Chief Commissioner of Customs and Central Excise	Chairman
2.	Cadre Controlling Commissioner concerned	Member
3.	Additional Commissioner (Personnel and Vigilance) of the Cadre Controlling Commissionerate	Member

6.2 As per para 2.7 (Page-72/c) of DPC guidelines, in Group 'A' and Group 'B' services / posts, if none of the officers included in the DPC as per the composition given in the Recruitment Rules, is an SC or ST officer, it would be in order to co-opt a member belonging to the SC or ST if available within the Ministry / Department.

Contd. ...

कार्यालय टिप्पणी / NOTE SHEET

Form No Page :-

7. As per above composition, following officers may be considered to be nominated as Member of the aforesaid DPC:

Sl. No.	Name of the Officer S/Shri /Mr.	Designation	Present Place of Posting
1.	Chetan Kumar Jain	Principal Commissioner	CGST & Central Excise, Jaipur
2.	Babneet Tuli	Additional Commissioner	CCO, CGST & Central Excise (JZ), Jaipur

Being Chairperson of the DPC, the Chief Commissioner may like to please fix a suitable date and time for holding Original DPC meeting for regular promotion to the grade of Superintendent for the vacancy year 2024.

Submitted for perusal, approval and orders please.

(Manoj Kodwani)
Inspector

(Rajesh Kinfra)
Superintendent

Detailed note on N.S.P. I to VII may kindly be perused. A DPC for promotion to the grade of Superintendent Gr. B (Gazetted) amongst Inspector, Gr B (Non-Gazetted) for selection of 16 candidates (10UR + 5SC + 1ST), including 2 ~~posts~~ reserved for PwBD candidates, for the Panel Year 2024 is to be convened. File is submitted for approval of nomination of 2 Members, as per relevant Recruitment Rules. The Chairman of said DPC is the Chief Commissioner. Further suitable date & time for holding DPC may also be fixed.

Submitted please.

(Rajesh Kinfra)
20/12/2023
Chief Commissioner

A/c

The Chairperson may like to fix a suitable date and time of holding the DPC pls.

Principal Commissioner

बबनीत
20/12/2023

C.C. has already indicated the date of 27.02.23. Pl. proceed.

(Rajesh Kinfra)
20/12/23

A/c CCU
20/12/2023

Kindly peruse note on prepage of note sheet. The DPC scheduled for 27.12.2023 for promotion to the grade of Superintendent could not be held due to reason that SPARROW Portal was not working for past some days, therefore, APDs of some officers could not be downloaded for assessment by the DPC. On contacting DCAO officials they intimated that NIC is making efforts & it is expected that Portal will be functioning by evening of 27.12.2023. Accordingly, the Chairman of the DPC fixed a meeting for 28.12.2023. Members have been intimated accordingly.

Submitted for perusal please.

②
 27/12/23

(Amrta Bhatt)

ADK
 वंदना
 27/12/2023

11-3 (4) CW/J2/2023

IX

कार्यालय टिप्पणी / NOTE SHEET

It is submitted that an original DPC for regular promotion to the grade of Superintendent, Group-B (Gazetted), from amongst Inspectors, Group 'B' (Gazetted) has been held on 28.12.2023 16 regular vacancies (10 UR + 5 SC + 1 ST) including two vacancies reserved for PwBD (one for deaf & hard of hearing and another for blindness & low vision) for the panel/vacancy year 2024. Out of these 16 vacancies 2 vacancies are reserved for PwBD (one for deaf & hard of hearing and another for blindness & low vision). A select panel (Page-89/c) of 10 Inspectors, Group 'B' (Non-Gazetted) for promotion the grade of Superintendent, Group-B (Gazetted) has been prepared by the aforesaid DPC dated 28.12.2023.


2. As per 16.1 (Page-87/c) of DPC guidelines, the recommendations of the DPC are advisory in nature and should be duly approved by the appointing authority. Being appointing authority for Group 'B' posts, the Principal Commissioner, CGST & Central Excise Jaipur may please approve recommendations of the said DPC contained in the Minutes dated 28.12.2023 (Page- 88/c to 97/c).

Submitted for perusal and approval, please.


(Manoj Kodwani)
Inspector
28/12/23

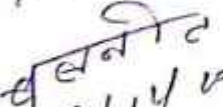
(Rajesh Kishor)
Superintendent

For approval please.


28/12/2023
Principal Commissioner

APC

Recommendation contained in the
the minutes of the DPC as discussed
above are put up for kind
approval pls.


28/12/23

Principal Commissioner

Approved.


28/12/23.

11-3(1) CCU/J2/2022
कार्यालय टिप्पणी / NOTE SHEET

KIX

It is submitted that following Supplementary DPC/regular DPC for preparation of year wise select panels for promotion to the grade of Superintendent, Group 'B' for the vacancy years 2022 and 2023 are to be held:

Sl. No.	Supplementary Regular DPC	DPC/ Vacancy Year	No. of Vacancies			
			UR	SC	ST	Total
1.	Supplementary DPC	2022	2	0	0	2
2.	Regular DPC	2023	24	6	2	32

A. It is submitted that one Inspector namely **Shri Sanjeev Kumar Mittal, Inspector** (Presently working under CGST Commissionerate, Jodhpur) is falling within the normal zone of consideration of 51 Inspectors for promotion to the grade of Superintendent, Group 'B' for filling up 31 vacancies for the vacancy year 2023. He was first time considered by the DPC held on 10.09.2014 for promotion to the grade of Superintendent, Group 'B' for the vacancy year 2014-2015. Due to pending prosecution at the material time, findings in respect of him were placed in the sealed cover by the aforesaid DPC held on 10.09.2014. Further, findings in respect of the said officer for grant of promotion to the grade of Superintendent, Group 'B', were kept in the sealed covers by all the DPCs held on or after 10.09.2014. Last DPC for promotion to the grade of Superintendent, Group 'B' was held on 27.09.2022 for filling up the vacancies for the vacancy years 2020, 2021 & 2022.

The brief facts of the case in respect of **Shri Sanjeev Kumar Mittal, Inspector**, are as under :-

1. The officer while posted at Customs Division, Bikaner was involved in a criminal case wherein it was alleged that Customs officials at Customs Division, Bikaner detained an amount of Rs. 9.48 Lakhs on 07.09.1994 and after showing the legal documents by the party, instead of returning the amount to the complainant/party Shri M.K. Gautam, Inspector kept the same in his own possession and after much persuasion returned a part amount of Rs. 3.20 Lacs only and embezzled remaining amount of Rs. 6.28 Lacs. In this matter, a complaint was lodged by the party on 07.09.1994 with the Police (PS Sadar, Bikaner) and after conducting the preliminary investigation, they registered an FIR No. 298/1994 dated 16.09.1994 u/s 406, 467, 471, 323 & 120 (b) of the IPC and filed the challan against three Customs Officials including **Shri Sanjeev Kumar Mittal, Inspector** through Charge Sheet No. 144 dated 31.08.1995 under Section 299 of the CrPC in the Court of CJM No. 2, Bikaner (JF No. 249/96) on 13.05.1996. As **Shri Sanjeev Kumar Mittal, Insp.** had remained under Police custody for more than 48 hours, he was placed under suspension with effect from 19.06.1995 vide Order No. II-10 (2)/Vig /95/314 dated 28.06.1995 which was revoked vide Order No. II-10(2)/Vig /95 dated 29.04.2004. Prosecution Case No. 50/2019 (Old Case No. 420/2015 State Vs Mahesh Gautam & Ors.) was pending against the officer with SPJM, Court-1, Bikaner. Departmental enquiry was not initiated against **Shri Mittal, Inspector**. **Shri Mahesh Kumar Gautam, Inspector** retired on 30.11.2017.

2. The Hon'ble Court ACJM No. 1, Bikaner vide Order dated 15.09.2022 (Page-188/c) in Criminal Case No. 50/2019 (Rajasthan State Vs Mahesh Kumar Gautam and others), held as under:

:: आदेश ::

"फलतः अभियुक्तगण महेश कुमार गौतम पुत्र श्री ओमप्रकाश, निवासी नारनौल, मौहल्ला मिश्रा बाडा हाल जयपुर, संजीव मित्तल पुत्र जगमोहन, निवासी मौहल्ला चौडा कटला के पीछे, रानी बाजार, बीकानेर, सुदर्शन सारस्वत पुत्र श्री रामगोपाल, निवासी फतेहपुर जिला सीकर को भारतीय दण्ड संहिता की धारा 120 बी, 382, 467, 471 के आरोपित अपराध में संदेह का लाभ दिया जाकर

अतः

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तथा अभियुक्तगण को भारतीय दण्ड संहिता की धारा 406 के आरोपित अपराध में जरिये राजीनामा दोषमुक्त घोषित किया जाता है। अभियुक्तगण के न्यायालय में उपस्थिति बाबत पूर्व में प्रस्तुत जमानत व मुचलके निरस्त किये जाते हैं।

अपील की अपेक्षा के अध्यक्षीन, दण्ड प्रक्रिया संहिता की धारा 437(क) के अंतर्गत, अभियुक्तगण माननीय अपीलीय न्यायालय के समक्ष उपसंजात होने हेतु राशि बीस हजार रुपये का व्यक्तिगत बंधपत्र एवं इसी राशि की प्रतिभू इस न्यायालय में प्रस्तुत करें।

प्रकरण में जरिए फर्द बरामदगी प्रदर्श-पी19 के जब्त की गयी राशि मुलजिम महेश से जब्त करना बताया गया है तथा जरिए फर्द बरामदगी प्रदर्श - पी22 के जब्त की गयी राशि मुलजिम संजीव मित्तल से जब्त करना बताया गया है। यहाँ तक कि परिवादी रिछपाल ने भी अपनी जिरह में स्वयं के साथ कोई घटना कारित नहीं होना और ना ही उनके पैसे का कोई लेन-देन होना बताया है। अतः ऐसी स्थिति में प्रकरण के तथ्यों और परिस्थितियों को न्यूनतर रखते हुए प्रकरण में जरिए फर्द प्रदर्श-पी19 के जब्त की गयी राशि रुपये 20,000/- मुलजिम महेश गौतम को तथा प्रकरण में जरिए फर्द प्रदर्श-पी22 के जब्त की गयी राशि रुपये 16,000/- मुलजिम संजीव मित्तल को बाद नुजस्ने मियाद अपील/रिजिजन लौटाए जाने के आदेश दिए जाते हैं।

In view of the above, S/Shri Mahesh Kumar Gautam and Sanjeev Kumar Mittal have been acquitted from the charges levelled against them under section 120 B, 382, 467 & 471 of IPC by giving benefit of doubt and acquitted from the charges levelled against them under section 406 of IPC by Rajinama vide aforesaid Order dated 15.09.2022 by the Hon'ble Court ACJM No. 1 Bikaner in Criminal case No. 50/2019 filed by the Rajasthan State.

3. The office of the Collector & District Magistrate, Bikaner vide letter number सीबी/विधि/अधी./2023/432 dated 05.01.2023 (Page-189/c), addressed to Superintendent (Preventive), Customs Division, Bikaner, had informed that the District Level Committee has taken a decision to file no-appeal in the aforesaid case of Shri Mahesh Kumar Gautam.

4.1 The Para-3 of the DoPT's aforesaid O.M. dated 14.09.1992 (Page-192/c) provided that:

"3. On the conclusion of the disciplinary case/criminal prosecution which results in dropping of allegations against the Government servant, the sealed cover or covers shall be opened. In case the Government servant is completely exonerated, the due date of his promotion will be determined with reference to the position assigned to him in the findings kept in the sealed cover/covers and with reference to the date of promotion of his next junior on the basis of such position. The Government servant may be promoted, if necessary, by reverting the juniormost officiating person. He may be promoted notionally with reference to the date of promotion of his junior. However, whether the officer concerned will be entitled to any arrears of pay for the period of notional promotion preceding the date of actual promotions, and if so to what extent, will be decided by the appointing authority by taking into consideration all the facts and circumstances of the disciplinary proceeding/criminal prosecution. Where the authority denies arrears of salary or part of it, it will record its reasons for doing so. It is not possible to anticipate and enumerate exhaustively all the circumstances under which such denials of arrears of salary or part of it may become necessary. However, there may

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be cases where the proceedings, whether disciplinary or criminal are, for example, delayed at the instance of the employee or the clearance in the disciplinary proceedings or acquittal in the criminal proceedings is with benefit of doubt or on account of non-availability of evidence due to the acts attributable to the employee, etc. These are only some of the circumstances where such denial can be justified.

3.1 If any penalty is imposed on the Government servant as a result of the disciplinary proceedings or if he is found guilty in the criminal prosecution against him, the findings of the sealed cover/covers shall not be acted upon. His case for promotion may be considered by the next DPC in the normal course and having regard to the penalty imposed on him.

3.2 It is also clarified that in a case where disciplinary proceedings have been held under the relevant disciplinary rules, "warning" should not be issued as a result of such proceedings. If it is found, as a result of the proceedings, the some blame attached to the Government servant, at least the penalty of "censure" should be imposed."

4.2 As per the ACP Scheme/MACP Scheme, dies-non period is not counted as regular service for the purpose of grant of financial upgradation under the ACP/MACP Scheme.

5. The Commissioner, Customs (Prev.) Commissionerate, Jodhpur (Headquarter at Jaipur) vide letter dated 03.03.2023 (Page-197/c) has sought guidance from the Principal Additional Director General, Directorate General of Vigilance, New Delhi regarding initiating disciplinary proceedings/regularizing the suspension period in respect of accused officers mentioning the facts, following Rule and Board's instructions :

- (i) In terms of Rule 8(1)(a) of CCS (Pension) Rules, 2021 i.e. erstwhile Rule 9 (6)(a) of CCS (Pension) Rules, 1972 (Page-194/c), **departmental proceedings shall be deemed to be instituted** on the date on which the statement of charges is issued to the Government servant or pensioner, or if the government servant has been placed under suspension from an earlier date, on such date. As per available records, Shri Mahesh Kumar Gautam and other co-accused officers were placed under deemed suspension w.e.f. 15.06.1995 vide Order dated 28.06.1995. Suspension of Shri Gautam was revoked vide Order dated 29.04.2004. **The decision in the suspension case is yet to be taken and suspension period is to be regularized as per Rule 9(2)(a) of CCS (Pension) Rules, 1972.**
- (ii) Further, as per instructions contained in the CBIC's letter F.No/ C-11016/5/2010-Ad.V dated 23.09.2010, in case of the departmental proceedings (including deemed to proceedings) under Rule 9 of the CCS (Pension) Rules, 1972 in respect of retired officer other than Group 'A' officers, a report is required to be sent in Board for obtaining orders of the President. The Board further clarified that in all cases where the disciplinary authority, other than the President, proposes to drop the departmental proceedings against a retired officer, such authorities should send a report to the President under proviso to Rule 9(2)(a) of CCS (Pension) Rules, 1972 and obtain orders of the President in this regard as only the President is empowered under the provisions of the said Rules to pass a final order in a disciplinary case.

6.1 The Government of India's decisions regarding departmental proceedings and prosecution, are mentioned under Rule-14 of the CCS (CCA) Rules, 1965. The Para-12 of the aforesaid Government of India's decision no. (6) regarding

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simultaneous action of prosecution and initiation of departmental proceedings, issued under DoPT's O.M. F.No. 11012/6/2007-Estt. (A-III) dated 21.07.2016 (Page- 200/c), are as under:

"12. In view of the law laid down in various judgments, including the ones quoted above, in cases of serious charges of misconduct, particularly involving moral turpitude, the Ministries/Departments should keep the following points in view to take prompt action :

- (i) All incriminating documents should be seized promptly to avoid their tempering or destruction of evidence.
- (ii) Particular care needs to be taken for retention of copies of such documents while handing over the same to an investigating agency. These documents may be attested after comparison with the originals.
- (iii) In case the documents have been filed in a court, certified copies of documents may be obtained.
- (iv) Documents and other evidence must be examined to see whether any misconduct, including favour, harassment, negligence or violation of rules/instructions has been committed. If there is a prima facie evidence of misconduct, charge sheet under the appropriate rule must be issued.
- (v) **Court judgments should be promptly acted upon :**
 - (a) in cases of conviction, action is to be taken under Rule 19 (i) of the CCS (CCA), Rules, 1965;
 - (b) in cases of acquittal also, if the Court has not acquitted the accused honourably, charge-sheet may be issued;
 - (c) an acquittal, on technical grounds or where a benefit of doubt has been given to the accused will have no effect on a penalty imposed under CCS (CCA) Rules, 1965, as while in a criminal trial the charge has to be proved beyond reasonable doubt, in the departmental inquiry, the standard of evidence is preponderance of probability.
- (vi) An appeal by the accused against conviction has not been overturned/stayed, will have no effect on action taken under Rule 19 (i) of the CCS (CCA) Rules, 1965, even if Court has directed stay/supersession of the sentence."

6.2 Vide this office letter of even number 269-271 dated 29.03.2023 (Page-206/c) mentioning the facts, Rules and instructions, the Commissioner, CGST Jodhpur and Commissioner, Customs Jodhpur were requested to provide the following information so that decision for opening of the sealed covers in respect of the aforesaid officers prepared by the DPC & DSC for grant of promotion to the grade of Superintendent, Group 'B' and grant of financial upgradation under the ACP/MACP Scheme, can be taken accordingly:

- (i) Whether the acquittal of S/Shri M.K. Gautam and Sanjeev Kumar Mittal by giving benefit of doubt and Rajinama, has been treated as honorable acquittal and if not treated as honorable acquittal, action taken for issuance of charge sheet in view of the aforesaid Para-12 (v) (b) & (c) of DoPT's O.M. dated 21.07.2016 mentioned under Rule-14 of the CCS (CCA) Rules, 1965.
- (ii) Whether the suspension period from 15.06.1995 to 29.04.2004 in respect S/Shri M.K. Gautam, Inspector (Retired) and Sanjeev

Conts. .

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Kumar Mittal, Inspector, has been regularized and treated on duty or dies non in terms of rules and regulations.

6.3 The Commissioner, Customs (Prev.), Jodhpur vide letter C.No. II-10(3)Vig./JP-I/2011/92 dated 10.04.2023 (Page-207/c) has informed that the guidance as sought vide aforesaid letter dated 03.03.2023, has not been received from the Principal Additional Director General, DGoV, New Delhi, therefore, it has been submitted that :

- (i) No action has been taken for issuance of chargesheet in view of the Para-12 (v)(b) & (c) of DoPT's O.M. dated 21.07.2016 mentioned under Rule-14 of the CCS (CCA) Rules, 1965;
- (ii) The Suspension period from 15.06.1995 to 29.04.2004 in respect of S/Shri M.K. Gautam, Inspector (Retired) and Sanjeev Kumar Mittal, Inspector, has not been regularized.

6.4 This office vide letter dated 24.04.2023 (Page-208 /c) requested to the Commissioner, Customs Jodhpur that as soon as action/decision is taken in view of the Para-12 (v) (b) & (c) of DoPT's O.M. No. 11012/6/2007-Estt. (A-III) dated 21.07.2016 as mentioned under Rule 14 of the CCS (CCA) Rules, 1965, the same may please be communicated to this office at the earliest so that decision for opening of the sealed covers in respect of the officers for grant of promotion to the grade of Superintendent, Group 'B' and financial upgradation under the ACP/MACP Scheme, can be taken accordingly.

6.5 The Additional Commissioner, Customs Jodhpur vide letter C.No. II-10(3)Vig./JP-I/2011/111 dated 01.05.2023 (Page-210/c) informed that the reply/guidance from Principal Additional Director General, DGoV, New Delhi is still awaited in this matter. After receipt of the same, action/decision will be taken in this matter and inform accordingly. Further, it was also informed that Shri Sanjeev Mittal, Inspector is presently posted in CGST Commissionerate, Jodhpur and all files/records of his case are available with them, therefore, action/decision in view of the DoPT's O.M. dated 21.07.2016 may be taken at their end.

6.6 The Commissioner, ^{CGST Jodhpur} vide letter dated 04.05.2023 (Page-221/c) stated that Shri Sanjeev Mittal, Inspector has been acquitted by the Hon'ble Court giving the benefit of doubt, thus, it is clear that he has not been acquitted honorably. Further, no action of issuance of charge sheet / initiation of disciplinary proceedings against the said officer, has been taken up mentioning the facts and judgments of Hon'ble Supreme Court. It is also stated that initiation of disciplinary proceedings against Shri Sanjeev Kumar Mittal, Inspector at this juncture, after the lapse of 28 years period, will not be just and proper in the circumstance as discussed in the letter and would be violative of the principles enunciated in the landmark judgments cited in the said letter dated 04.05.2023.

It has been further stated by the Commissioner, CGST Jodhpur that however, the competent authority required to take further action on the subject Order dated 15.09.2022 needs to be decided in this case in view of the guidelines contained under Para 5.5.8 of the Hand book for Vigilance Administration of CBIC which prescribes that if the officer, against whom a complaint is received, is transferred out of the jurisdiction during the pendency of disposal of such complaint, then the Disciplinary Authority under whose jurisdiction the officer was previously posted should complete the investigation. Such authority, would then complete the inquiry report along with draft charge sheet/charge memo, if any required, and then send these to the DA, where the said officer is presently working, who would then seek the first stage advise from

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the competent authority. At the time of incidence, Shri Sanjeev Mittal, Inspector as well as other co-accused namely Shri M.K. Gautam was posted at Customs Division, Bikaner and the case of said co-accused (Retd.) pertains to Customs Commissionerate, Jodhpur (Hqrs. at Jaipur), the impugned Order dated 15.09.2022 may further be taken up by the Commissioner of Customs, Jaipur in respect of both the officers being the appropriate authority and for sake of the uniform decision in the whole matter. Information regarding suspension, charge-sheet issued, prosecution etc in respect of Shri Sanjeev Kumar Mittal has also been enclosed. As per the said proforma, Shri Mittal was under suspension w.e.f. 19.06.1995 to 29.04.2004 and his suspension period has not been regularized.

7. This office vide letter dated 15.06.2023 (Page-227/c) has again requested to the Commissioner, Customs Jodhpur to communicate the decision taken if any, or present status in the cases of S/Shri M.K. Gautam and Sanjeev Kumar Mittal, Inspector for taking decision for opening of the sealed covers for grant of Financial Upgradation under the ACP/MACP Scheme and promotion to the grade of Superintendent, Group 'B'.

8. In view of the above, if the Commissioner, Customs Jaipur takes decision not to institute deemed departmental proceedings from the date of under suspension (i.e. 15.06.1995) against Shri Sanjeev Kumar Mittal, Inspector then 1st sealed cover prepared by the DPC held on 10.09.2014 for promotion to the grade of Superintendent, Group 'B' can be opened & if Shri Mittal, Inspector found fit as per the findings contained in the sealed cover, he would be promoted as Superintendent, Group 'B' from the date of his junior who was selected/promoted from the select panel of DPC held on 10.09.2014.

In case, the Commissioner takes decision to institute deemed departmental proceedings from the date of under suspension (i.e. 15.06.1995) against Shri Sanjeev Kumar Mittal, in such a situation, Shri Mittal, Inspector cannot be promoted to the grade of Superintendent till issuance of the Order by the disciplinary authority.

In view of above, it is proposed that Shri Sanjeev Kumar Mittal, Inspector may not be considered for grant of promotion to the grade of Superintendent, Group 'B' in the next DPC till receipt of the required information from the Commissioner, Customs Jodhpur and one post (unreserved) of Superintendent may be kept vacant for him.

B. Further, it is submitted that S/Shri Vijay Kumar Dhuria (Gen.) and Karan Kumar (Gen.), Inspectors are falling within the normal zone of consideration of 51 Inspectors for promotion to the grade of Superintendent, Group 'B' for filling up 32 vacancies for the vacancy year 2023. Their names are figuring at Sl. No. 47 & 50 respectively in the consideration zone. It is pertinent to mention here that initial promotion of S/Shri Vijay Kumar Dhuria and Karan Kumar from the grade of Stenographer Grade-II (erstwhile Stenographer Grade-III) to the grade of Stenographer Grade-I, is not as per the relevant recruitment rules. In the identical/similar matter in respect of Shri Manoj Kumar Bairwa (SC), Inspector, a committee was constituted and committee vide report dated 24.02.2022, recommended that "till receipt of specific clarification from the Board in the matter, Shri Manoj Kumar Bairwa (SC), Inspector whose initial promotion to the grade of Stenographer Grade-I is disputed as discussed in above paras, may not be considered for promotion to the grade of Superintendent, Group 'B' and one post of Superintendent may be kept vacant for him."

The Board vide letter F.No. A.32018/44/2016-Ad.III.A dated 02.02.2023 (Page-158/c) had directed to do impact analysis on the issue of promotion of Stenographers cadres during the intervening period between restructuring of

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Steno cadre by:

Steno cadre in 2010 and notification dated 21.09.2015 of RRs and send a detailed report to the Board for examination. The requisite report in respect to CGST Jaipur Zone, Jaipur has been sent to the Board vide this office letter F.No. ET-I/MISC/OTH/22/2022-ESTT-O/o Pr COMMR-CGST-JAIPUR dated 20.03.2023 (Page- 155/c). The matter is under consideration at the level of Board.

Since, the clarification/decision in the matter is still awaited from the Board, therefore, if approved, S/Shri Vijay Kumar Dhuria (Gen.) and Karan Kumar (Gen.), Inspectors may also not be included in the normal zone of consideration of 50 Inspectors for promotion to the grade of Superintendent by the next DPC for filling up 32 vacancies (24 UR + 6 SC + 2 ST) for the vacancy year 2023. Names of S/Shri Vijay Kumar Dhuria and Karan Kumar, Inspectors are figuring at Sl. No. 47 & 50 i.e. beyond the 24 unreserved vacancies, therefore, presently there is no need to keep vacancies for them.

Submitted for perusal and approval, please.

(M) 19/6/23
(Manoj Kodwani)
Inspector

P.D. Lalwani
19.6.2023
(P.D. Lalwani)
Admn. Officer

Juni
20.6.23
उपपर निरीक्षक (ए.डी.२)

P/C

in the meantime,
Approved as proposed. Pl. take a final reply from customs comtate that delay in decision may affect the process of DPC further.

Jais
21/6/23

ADG

- kindly do the needful as directed.

Juni
21.6.23

A.O

3/6-23

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As per previous page Note Sheet, letter to the Customs Inspector (HQs. at Jaipur), is put up for perusal, approval & Sign. please.

21/06/23

मनोज कुमार कोडवानी
MANOJ KUMAR KODWANI
निरीक्षक
Inspector

A.O.

21.6.2023

पी. डी. लालवानी
प्रशासनिक अधिकारी (सी.सी.यू.)

21.6.23

अपर डायरेक्टर (ए.डी.ए.)

As deputed / deputed, letter to the Addl. Commr's (CEO), Jaipur Security vigilance clearance in MO of Officers (Subst (Irpb)) for Review DPC for Promotion to the grade of Subdt, is put up for perusal, approval & Sign. please.

23/08/23

(Manoj Kodwani)
Inspector (CEW)

A.O.

23.8.23

पी. डी. लालवानी
प्रशासनिक अधिकारी (सी.सी.यू.)

अपर डायरेक्टर (ए.डी.ए.)

23.8/23

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Nomination letter for holding Review DPC for promotion to grade of Supt, Group 'B' which is to be scheduled on 29.08.2023, at 11:00 AM, is put up for perusal, approval & sign. pl.

M
28/08/23
(Manoj Kodwari)

A.O.
28.8.2023

पी. डी. लालवानी
प्रशासनिक अधिकारी (सी.सी.यू.)

अपर अधिवक्ता (सी.सी.यू.)

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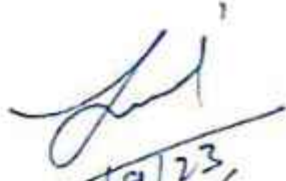
It is submitted that a Review DPC Meeting in respect of Original DPCs/Supplementary DPCs /Review DPCs held on 23.03.2018, 29.05.2018 (Reviewed on 23.07.2019), 06.08.2019, 31.12.2019 (Reviewed on 10.07.2020), 04.09.2020, 22.12.2020 and 27.09.2022 for promotion to the grade of Superintendent, Group-B (Gazetted), held on 29.08.2023 for filling up vacancies for the vacancy years 2018, 2019, 2020, 2021 & 2022, in terms of Para 18 (regarding Review DPC) of DPC guidelines.

2. As per para 16.1 of DPC guidelines (Page-83/c), the recommendations of the DPC are advisory in nature and should be duly approved by the appointing authority. Being appointing authority for Group 'B' posts, the Principal Commissioner, CGST & Central Excise Jaipur may please approve recommendations of the said Review DPC contained in the Minutes.

Submitted for perusal and approval, please.


(Manoj Kodwani)
Inspector



(Rajesh Kinra)
Superintendent



11.9/23
Addl. (CCV)

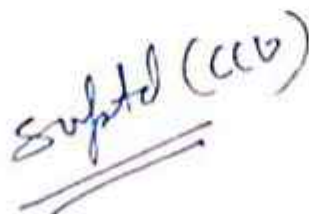


Approved.


11/9/23


Addl. (CCV)


11.9/23


Subst. (CCV)